

FEDERAL REGISTER

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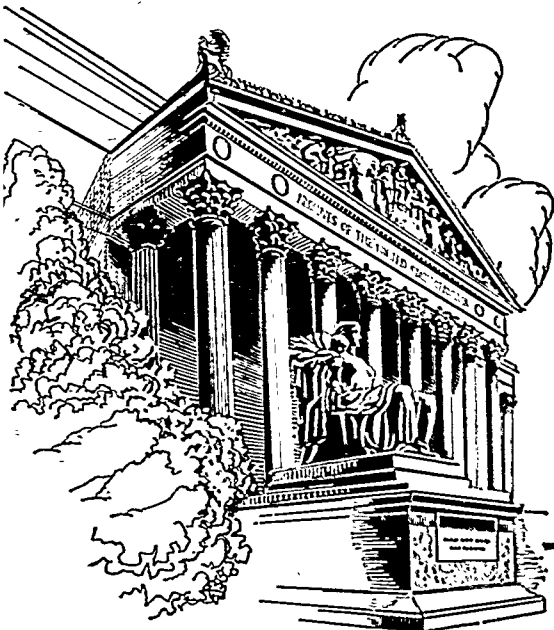
Thursday, October 19, 1967 • Washington, D.C.

Pages 14541-14584

Agencies in this issue—

The President
Agency for International Development
Agricultural Stabilization and
Conservation Service
Agriculture Department
Atomic Energy Commission
Civil Aeronautics Board
Commodity Credit Corporation
Consumer and Marketing Service
Defense Department
Federal Aviation Administration
Federal Communications Commission
Federal Power Commission
Federal Reserve System
Fish and Wildlife Service
Food and Drug Administration
Health, Education, and Welfare
Department
Housing and Urban Development
Department
Interior Department
Interstate Commerce Commission
Land Management Bureau
National Capital Housing Authority
Reclamation Bureau
Securities and Exchange Commission
Small Business Administration
Transportation Department
Wage and Hour Division

Detailed list of Contents appears inside.



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of the

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Contents

THE PRESIDENT

EXECUTIVE ORDER

- Amending Executive Order No. 11022, relating to the President's Council on Aging..... 14545

EXECUTIVE AGENCIES

AGENCY FOR INTERNATIONAL DEVELOPMENT

- Notices
General Advisory Committee on Foreign Assistance Programs; appointment of additional members 14566

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

- Rules and Regulations
Naval stores conservation, 1968; miscellaneous amendments.... 14548

AGRICULTURE DEPARTMENT

See also Agricultural Stabilization Service; Commodity Credit Corporation; Consumer and Marketing Service.

- Notices
North Carolina; designation of areas for emergency loans..... 14568

ATOMIC ENERGY COMMISSION

- Notices
Idaho State University; issuance of facility license..... 14570
University of Akron; termination of facility license..... 14569

CIVIL AERONAUTICS BOARD

- Notices
Scandinavian Airlines System, enforcement proceeding; notice of hearing 14570

COMMODITY CREDIT CORPORATION

- Rules and Regulations
Cotton loan program regulations; sale of ineligible cotton..... 14548

CONSUMER AND MARKETING SERVICE

- Rules and Regulations
Avocados grown in south Florida; container regulation..... 14548
Proposed Rule Making
Irish potatoes grown in Modoc and Siskiyou Counties in California and in all counties in Oregon except Malheur County; expenses and rate of assessment..... 14560
Limes and avocados grown in Florida; recommended decision.... 14560

DEFENSE DEPARTMENT

- Rules and Regulations
Availability to public of Defense Atomic Support Agency (DASA) information 14552
Security; industrial personnel security clearance program; miscellaneous amendments..... 14552

FEDERAL AVIATION ADMINISTRATION

- Rules and Regulations
Control zone and transition area:
Alteration 14549
Designation 14549
Designation and alteration.... 14550
Federal airway; alteration..... 14549
Flight maneuvers; applicability of certain maneuvers to pilots other than pilot in command and second in command in crew of three or more pilots..... 14550
Proposed Rule Making
Proposed alterations:
Control zone..... 14564
Transition area..... 14564
Federal airway, jet routes, and reporting points; proposed extension, revocation and designation 14565
Special VFR weather minimums; correction 14565

FEDERAL COMMUNICATIONS COMMISSION

- Notices
Hearings, etc.:
S R C, Inc., and San Angelo Independent School..... 14570
State of Oregon et al..... 14570
Tri-State Television Translators, Inc., and Wellersburg TV, Inc..... 14570

FEDERAL POWER COMMISSION

- Notices
Hancock, Burton W.; order permitting rate filing, providing for hearing on suspension of proposed change in rate..... 14570

FEDERAL RESERVE SYSTEM

- Notices
Traverse City State Bank; order approving consolidation of banks..... 14571

FISH AND WILDLIFE SERVICE

- Rules and Regulations
Cape Romain National Wildlife Refuge; South Carolina; hunting 14559
Certain wildlife refuges in Washington; hunting..... 14558
Lacassine and Sabine National Wildlife Refuges; Louisiana; hunting 14558
Notices
Potter, John S.; notice of loan application 14567

FOOD AND DRUG ADMINISTRATION

- Rules and Regulations
Dried eggs and dried yolks; identity standards..... 14551
Food additives:
Defoaming agents..... 14552
Emulsifiers and/or surface-active agents..... 14551
Notices
Petitions regarding food additives or pesticides:
Armour and Co..... 14568
CIBA Agrochemical Co..... 14568
Schering Corp..... 14568
Shell Chemical Co..... 14568
Union Carbide Corp..... 14568

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

- See also* Food and Drug Administration.
Rules and Regulations
Nondiscrimination in federally affected programs of Department of Health, Education, and Welfare; effectuation of Title VI of the Civil Rights Act of 1964; miscellaneous amendments 14555

HOUSING AND URBAN DEVELOPMENT DEPARTMENT

- Notices
Acting Director for Northwest Area Office at Seattle, Region VI; designation..... 14569

INTERIOR DEPARTMENT

- See also* Fish and Wildlife Service; Land Management Bureau; Reclamation Bureau.
Notices
Hugo, Robert V.; notice of appointment and statement of financial interests..... 14567

INTERSTATE COMMERCE COMMISSION

- Rules and Regulations
Surety bonds and policies of insurance; insurance and surety companies 14557
Notices
Fourth section applications for relief 14581
Motor carrier:
Broker, water carrier and freight forwarder applications..... 14573
Temporary authority applications 14581

LABOR DEPARTMENT

- See* Wage and Hour Division.
(Continued on next page)
14543

LAND MANAGEMENT BUREAU**Notices**

Montana; termination of proposed classification of lands (2 documents)	14566
Utah:	
Notice of classification of lands	14566
Order opening lands to application, entry and patenting	14566

**NATIONAL CAPITAL
HOUSING AUTHORITY**
Rules and Regulations

Employee responsibilities and conduct	14547
---	-------

RECLAMATION BUREAU**Notices**

Gila Reservation, Arizona; public notice withdrawing public notice and providing for water service and charges prior to designation of irrigation bloc and start of development period	14567
--	-------

**SECURITIES AND EXCHANGE
COMMISSION**
Notices

<i>Hearings, etc.:</i>	
Interamerican Industries, Ltd.	14571
Loomis-Sayles Mutual Fund, Inc	14571
National Can Overseas Corp.	14572
Penrose Industries Corp.	14573

**SMALL BUSINESS
ADMINISTRATION**
Notices

Manager of Disaster Branch Office, Salamanca, N.Y.; delegations relating to financial assistance functions	14582
--	-------

STATE DEPARTMENT

See Agency for International Development.

TRANSPORTATION DEPARTMENT

See also Federal Aviation Administration.

Notices

Hazardous Materials Regulations Board; notice of establishment ..	14569
---	-------

WAGE AND HOUR DIVISION**Rules and Regulations**

Review committees for Puerto Rico and Virgin Islands; correction	14552
--	-------

List of CFR Parts Affected

(Codification Guide)

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears at the end of each issue beginning with the second issue of the month.

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1967, and specifies how they are affected.

3 CFR	14 CFR	29 CFR
EXECUTIVE ORDER:	71 (4 documents)	512
11376	121	14552
14545	14549, 14550	
	14550	
5 CFR	PROPOSED RULES:	32 CFR
2000	71 (3 documents)	155
14547	75	14552
	91	291
7 CFR	121	14552
706		45 CFR
915	21 CFR	80
1427	42	14555
14548	121 (2 documents)	49 CFR
PROPOSED RULES:	14551, 14552	274
911		14557
915		505
947		14557
14560		50 CFR
14560		32 (3 documents)
14560		14558, 14559

Presidential Documents

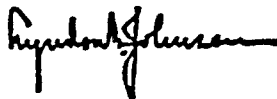
Title 3—THE PRESIDENT

Executive Order 11376

AMENDING EXECUTIVE ORDER NO. 11022, RELATING TO THE PRESIDENT'S COUNCIL ON AGING

By virtue of the authority vested in me as President of the United States, it is ordered that Executive Order No. 11022¹ of May 14, 1962, entitled "Establishing the President's Council on Aging," be, and it is hereby, amended by substituting for subsection (b) of section 1 thereof the following:

"(b) The Council shall be composed of the Secretary of Health, Education, and Welfare, who shall be Chairman, the Secretary of Agriculture, the Secretary of Commerce, the Secretary of Housing and Urban Development, the Secretary of Labor, the Secretary of Transportation, the Secretary of the Treasury, the Chairman of the Civil Service Commission, the Administrator of Veterans' Affairs, and the Director of the Office of Economic Opportunity."



THE WHITE HOUSE,
October 17, 1967.

[F.R. Doc. 67-12411; Filed, Oct. 17, 1967; 12:26 p.m.]

¹ 27 F.R. 4659; 3 CFR, 1959-63 Comp., p. 602.

Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter X—National Capital Housing Authority

PART 2000—EMPLOYEE RESPONSIBILITIES AND CONDUCT

Pursuant to and in accordance with sections 201 through 209 of Title 18 of the United States Code, Executive Order 11222 of May 8, 1965 (30 F.R. 6469), and Title 5, Chapter I, Part 735 of the Code of Federal Regulations, Chapter X Title 5 of the Code of Federal Regulations, consisting of Part 2000, is amended to read as follows:

- Sec.
 2000.735-101 Adoption of regulations.
 2000.735-102 Review of statements of employment and financial interests.
 2000.735-103 Disciplinary and other remedial action.
 2000.735-104 Gifts, entertainment, and favors.
 2000.735-105 Outside employment and other activity.
 2000.735-106 Financial interest.
 2000.735-107 Specific provisions of Authority regulations governing special Government employees.
 2000.735-108 Statements of employment and financial interest.
 2000.735-109 Supplementary statements.

AUTHORITY: The provisions of this Part 2000 issued under E.O. 11222, 30 F.R. 6469, 3 CFR, 1965 Supp.; 5 CFR 735.104.

§ 2000.735-101 Adoption of regulations.

Pursuant to § 735.104(f) of this title, the National Capital Housing Authority (referred to hereinafter as the Authority) hereby adopts the following sections of Part 735 of this title, §§ 735.101-735.102, 735.201(a), 735.202 (a), (d), (e), (f)-735.210, 735.302, 735.303(a), 735.304, 735.305(a), 735.403(a), 735.404-735.411, 735.412 (b) and (d). These adopted sections are modified and supplemented as set forth in this part.

§ 2000.735-102 Review of statements of employment and financial interests.

Each statement of employment and financial interests submitted under this part shall be reviewed by an Authority committee composed of the following officials or officials acting in such capacities: the Deputy Executive Director, the General Counsel, and the Director of Administration. When this review indicates a conflict between the interests of an employee or special Government employee of the Authority and the performance of his services for the Government, such committee through its chairman shall have the indicated conflict brought to the attention of the employee or special Government employee, grant the employee or special Government em-

ployee an opportunity to explain the indicated conflict, and attempt to resolve the indicated conflict. If the indicated conflict cannot be resolved, such committee shall forward a written report on the indicated conflict to the Executive Director, National Capital Housing Authority through the counselor for the Authority designated under § 735.105(a) of this title.

§ 2000.735-103 Disciplinary and other remedial action.

An employee or special Government employee of the Authority who violates any of the regulations in this part or adopted under § 2000.735-101 may be disciplined. The disciplinary action may be in addition to any penalty prescribed by law for the violation. In addition to or in lieu of disciplinary action, remedial action to end conflicts or appearance of conflicts of interest may include but is not limited to:

- (a) Changes in assigned duties;
- (b) Divestment by the employee or special Government employee of his conflicting interest; or
- (c) Disqualification for a particular assignment.

§ 2000.735-104 Gifts, entertainment, and favors.

The Authority authorizes the exceptions to 735.202(a) of this title set forth in § 735.202(b) (1)-(4) of this title.

§ 2000.735-105 Outside employment and other activity.

An employee of the Authority may engage in outside employment or other outside activity not incompatible with the full and proper discharge of the duties and responsibilities of his Government employment. An employee who engages in outside employment shall report that fact in writing to his supervisor.

§ 2000.735-106 Financial interest.

Specific requirements related to the following affect Authority employees:

- (a) An Authority employee is required:
 - (1) To furnish upon appointment a statement of real estate holdings in the Washington, D.C., metropolitan area; (2) to inform the Authority Executive Director in writing and in detail of any proposed change in real estate ownership in the Washington, D.C., metropolitan area by which the employee may be affected financially; and (3) for the period of Authority employment not to engage in the private occupation of selling, trading, purchasing, leasing, or renting real property in the Washington, D.C., metropolitan area: *Provided*, That, this last provision does not apply to negotiations with respect to a dwelling for the employee and his family.
- (b) Authority employees and Authority members are subject to conflict-of-interest provisions of Authority contracts

with the Public Housing Administration (Housing Assistance Administration) as follows:

(A) Neither the Local Authority nor any of its contractors or their subcontractors shall enter into any contract, subcontract, or arrangement, in connection with any Project or any property included or planned to be included in any Project, in which any member, officer, or employee of the Local Authority during his tenure or for 1 year thereafter has any interest, direct or indirect. If any such present or former member, officer, or employee involuntarily acquires or had acquired prior to the beginning of his tenure any such interest, and if such interest is immediately disclosed to the Local Authority and such disclosure is entered upon the minutes of the Local Authority, the Local Authority, with the prior approval of the PHA (HAA), may waive the prohibition contained in this subsection: *Provided*, That any such present member, officer, or employee shall not participate in any action by the Local Authority relating to such contract, subcontract, or arrangement.

(B) The Local Authority shall insert in all contracts entered into connection with any Project or any property included or planned to be included in any Project, and shall require its contractors to insert in each of its subcontracts, the following provision:

"No member, officer, or employee of the Local Authority during his tenure or for 1 year thereafter shall have any interest, direct or indirect, in this contract or the proceeds thereof."

(C) The provisions of the foregoing subsection (A) and (B) shall not be applicable to the purchase or sale of Temporary Notes or the Bonds, or to the General Depository Agreement, fiscal agency agreements, the trusteeships authorized under this Contract, or utility services the rates for which are fixed or controlled by a governmental agency.

§ 2000.735-107 Specific provisions of Authority regulations governing special Government employees.

(a) Special Government employees of the Authority shall adhere to the standards of conduct applicable to employees as set forth in this part and adopted under § 2000.735-101 except § 735.203(b) of this title.

(b) Special Government employees of the Authority may teach, lecture, or write in a manner not inconsistent with § 735.203(c) of this title.

(c) Pursuant to § 735.305(b) of this title, the Authority authorizes the same exceptions concerning gifts, entertainment, and favors for special Government employees as are authorized for employees by § 2000.735-104.

§ 2000.735-108 Statements of employment and financial interest.

(a) In addition to the employees required to submit statements of employment and financial interest under § 735.403(a) of this title, employees in the following named positions shall submit statements of employment and financial interest.

- (1) Deputy Executive Director.
- (2) General Counsel.
- (3) Division Directors.

(b) Each statement of employment and financial interest required by this section shall be submitted to the Authority Personnel Office.

(c) An employee who believes that his position has been improperly included in this section as one requiring the submission of a statement of employment and financial interests may obtain a review of his complaint under the Authority's grievance procedure.

§ 2000.735-109 Supplementary statements.

Notwithstanding the filing of the annual supplementary statement required by § 735.406 of this title, each employee shall at all times avoid acquiring a financial interest that could result, or taking an action that would result, in a violation of the conflicts-of-interest provisions of section 208 of title 18, United States Code or the regulations in this part or adopted under § 2000.735-101.

These amendments were approved by the Civil Service Commission on October 4, 1967, and are effective upon publication in the FEDERAL REGISTER.

EDWARD ARONOV,
Executive Director.

[F.R. Doc. 67-12373; Filed, Oct. 18, 1967;
8:48 a.m.]

Title 7—AGRICULTURE

Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment), Department of Agriculture

SUBCHAPTER A—AGRICULTURAL CONSERVATION PROGRAMS

[Amdt. 1]

PART 706—NAVAL STORES CONSERVATION

Subpart G—1968

MISCELLANEOUS AMENDMENTS

The regulations governing the Naval Stores Conservation Program for 1968, 32 F.R. 13695, are amended as follows:

§ 706.618 [Amended]

1. Section 706.618 is amended by changing the introductory text thereof to read as follows: "The total of the payment computed for any producer with respect to his turpentine farm under the Naval Stores Conservation Program and the cost-share computed for him on the same farm under the Agricultural Conservation Program for practices other than practice F-4 (§ 701.94) shall be increased as follows:"

2. Sections 706.622, 706.623, and 706.624 are amended to read as follows:

§ 706.622 Assignments.

Any producer who may be entitled to any Federal cost-share under the 1968 program may assign his right thereto, in whole or in part, in accordance with

the regulations governing the assignment of payments, Part 709 of this chapter, as amended.

§ 706.623 Death, incompetency, or disappearance of producer.

In case of the death, incompetency, or disappearance of any producer, the cost-share due him shall be paid to his successor, as determined in accordance with the regulations in Part 707 of this chapter, as amended.

§ 706.624 Maximum Federal cost-share limitation.

For practices other than practice F-4 (§ 701.94 of this chapter), the total of all Federal cost-shares under this program and the 1968 Agricultural Conservation Program to any person with respect to farms, ranching units, and turpentine places in the United States, Puerto Rico, and the Virgin Islands, for approved practices which are not carried out under pooling agreements shall not exceed the sum of \$2,500, and for all approved practices, including those carried out under pooling agreements, shall not exceed the sum of \$10,000. The rules for applying the maximum Federal cost-share limitation contained in the regulations governing the Agricultural Conservation Program, Part 701 of this chapter, shall be applicable to this program.

(Sec. 4, 49 Stat. 164; 16 U.S.C. 590d)

Effective date: Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., this 16th day of October 1967.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 67-12389; Filed, Oct. 18, 1967;
8:50 a.m.]

Chapter IX—Consumer and Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture

[Avocado Reg. 5, Amdt. 4]

PART 915—AVOCADOS GROWN IN SOUTH FLORIDA

Subpart—Container Regulation

Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 915, as amended (7 CFR Part 915), regulating the handling of avocados grown in south Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the Avocado Administrative Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of avocados, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-

making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) in that the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; and this amendment relieves restrictions on the handling of avocados.

Order. In § 915.305 (Avocado Order 5; 32 F.R. 7171, 13180) the provisions of paragraph (a) (1) (i) are amended to read as follows:

§ 915.305 Avocado Order 5.

(a) **Order.** (1) * * *

(i) Containers with inside dimensions of 11 $\frac{3}{8}$ x 16 x 11 or 11 x 16 $\frac{3}{4}$ x 10 inches: *Provided*, That (a) the net weight of the avocados in such a container shall be not less than 34 pounds, except that for avocados of unnamed varieties, which are avocados that have not been given varietal names, and for Booth 1, Fuchs, and Trapp varieties, such weight shall be not less than 32 pounds; (b) with respect to each lot of such containers, not to exceed 10 percent, by count, of the individual containers in the lot may fail to meet the applicable specified weight but no container in such lot may contain a net weight of avocados exceeding 2 pounds less than the specified net weight; and (c) each avocado in such container in a lot shall weigh at least 16 ounces, except that not to exceed 10 percent, by count, of the fruit in the lot may fail to meet such weight requirement but not more than double such tolerance shall be permitted for an individual container in the lot.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated, October 13, 1967, to become effective October 16, 1967.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-12366; Filed, Oct. 18, 1967;
8:47 a.m.]

Chapter XIV—Commodity Credit Corporation, Department of Agriculture [Cotton Loan Program Regs., Amdt. 7]

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

PART 1427—COTTON

Subpart—Cotton Loan Program Regulations

SALE OF INELIGIBLE COTTON

In order to specify in more detail the action which may be taken with respect to ineligible loan cotton which is not redeemed, paragraph (b) and (c) of § 1427.1368 of the regulations issued by Commodity Credit Corporation, published in 30 F.R. 8096, 15795, 31 F.R. 4389,

9791, 32 F.R. 5671, 6967, and 9302, as Cotton Loan Program Regulations, and containing terms and conditions with respect to the Cotton Loan Program, are hereby amended to read as follows:

§ 1427.1368 Maturity.

(b) Upon maturity and nonpayment of the note, CCC is authorized without notice to the producer to sell, transfer, and deliver the cotton, or documents evidencing title thereto, at such time, in such manner, and upon such terms and conditions as CCC may determine, at any cotton exchange or elsewhere, or through any agency, at public or private sale, for immediate or future delivery, and without demand advertisement, or notice of the time and place of sale or adjournment thereof or otherwise; and, upon such sale, CCC may become the purchaser of the whole or any part of such cotton at its market value, as determined by CCC. Any overplus remaining from the proceeds received therefrom, after deducting from such proceeds the amount of the loan, charges, and interest, shall be paid to the producer or to his personal representative without right of assignment to or substitution of any other person. In the event the producer has made a fraudulent representation in the loan documents or in obtaining the loan, the proceeds received from the sale of the cotton shall be credited by CCC against the amount due on the loan, and the producer shall be personally liable for any balance due on the loan.

(c) On or after maturity and nonpayment of the note, title to the cotton shall, at CCC's election, without a Sale thereof, vest in CCC, and CCC shall have no obligation to pay for any market value which such cotton may have in excess of the amount of the loan and charges plus interest. In the event the producer has made a fraudulent representation in the loan documents or in obtaining the loan, CCC shall credit the market value of the cotton as of the date title vests in CCC, as determined by CCC, against the amount due on the loan, and the producer shall be personally liable for any balance due on the loan.

(Secs. 4, 5, 62 Stat. 1070, as amended; secs. 101, 103, 401, 63 Stat. 1051, as amended; 15 U.S.C. 714 b and c; 7 U.S.C. 1441, 1444, 1421)

Effective date: This amendment shall become effective upon filing with the Office of the Federal Register for publication.

Signed at Washington, D.C., on October 13, 1967.

H. D. GODFREY,
Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 67-12364; Filed, Oct. 18, 1967; 8:47 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Airspace Docket No. 67-CE-53]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Control Zone and Transition Area

On Pages 11575 and 11576 of the FEDERAL REGISTER dated August 10, 1967, the Federal Aviation Administration published a notice of proposed rule making which would amend §§ 71.171 and 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the control zone and the transition area at Cedar Rapids, Iowa.

Interested persons were given 45 days to submit written comments, suggestions, or objections regarding the proposed amendments.

No objections have been received and the proposed amendments are hereby adopted without change and are set forth below.

These amendments shall be effective 0001 e.s.t., January 4, 1968.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Kansas City, Mo., on October 4, 1967.

EDWARD C. MARSH,
Director, Central Region.

(1) In § 71.171 (32 F.R. 2071), the following control zone is amended to read:

CEDAR RAPIDS, IOWA

That airspace within a 5-mile radius of Cedar Rapids Municipal Airport (latitude 41°53'05" N., longitude 91°42'45" W.), within 2 miles each side of the Cedar Rapids ILS localizer west course extending from the 5-mile radius zone to 8 miles west of the OM, within 2 miles each side of the Cedar Rapids, Iowa, VORTAC 204° radial extending from the 5-mile radius zone to 8 miles west of the VORTAC, and within 2 miles each side of the Cedar Rapids VORTAC 092° radial extending from the 5-mile radius zone to 9.5 miles east of the VORTAC.

(2) In § 71.181 (32 F.R. 2148), the following transition area is amended to read:

CEDAR RAPIDS, IOWA

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Cedar Rapids Municipal Airport (latitude 41°53'05" N., longitude 91°42'45" W.), and within 5 miles north and 10 miles south of the Cedar Rapids, Iowa, VORTAC 090° and 270° radials extending from 3 miles east to 13 miles west of the VORTAC; and that airspace extending upward from 1,200 feet above the surface within an area bounded by a line beginning at latitude 42°05'00" N., longitude 91°00'00" W., thence south along longitude 91°00'00" W., to and west along the north edge of V-434, to and north along longitude 92°00'00" W., to latitude 41°21'00" N., thence northwest along a line extending from latitude 41°21'00" N., longitude 92°00'00" W., to latitude 41°30'00" N., longitude 92°15'00" W., thence north along longitude 92°15'00" W., to and west along the north edge of V-6, to and northeast along the southeast edge of V-294, to and north along longitude 92°15'00" W., to and east along latitude 42°05'00" N., to the point of beginning; and that airspace extending upward from 3,500 feet MSL within an area bounded on the north by the arc of a 29-mile radius circle centered on the Waterloo, Iowa, VORTAC, on the east by longitude 92°15'00" W., on the south by the north edge of V-172, on the west by longitude 92°53'00" W., and on the northwest by the southeast edge of V-161, and within an area bounded on the north by the south edge of V-172, on the east by longitude 92°15'00" W., on the southeast and south by the northwest and north edge of V-294, and on the west by longitude 92°53'00" W.

[F.R. Doc. 67-12355; Filed, Oct. 18, 1967; 8:46 a.m.]

[Docket No. 67-AL-14]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Designation of Control Zone and Transition Area

On September 19, 1967, F.R. Doc. 67-10942 was published in the FEDERAL REGISTER (32 F.R. 13219) amending Part 71 of the Federal Aviation Regulations by designating the Soldotna, Alaska, control zone and transition area.

It has been determined that sufficient time was not allowed to provide for charting of the terminal airspace. Therefore, the amendments and effective date of October 12, 1967, specified in Airspace Docket No. 67-AL-14 must be delayed.

In consideration of the foregoing, the effective date of the amendments to Part 71 of the Federal Aviation Regulations specified in Airspace Docket No. 67-AL-14 is postponed to 0001 e.s.t., December 7, 1967.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Anchorage, Alaska, on October 9, 1967.

JOHN R. KULLMAN,
Brigadier General, U.S. Air
Force, Acting Director, Alaskan Region.

[F.R. Doc. 67-12356; Filed, Oct. 18, 1967; 8:47 a.m.]

[Airspace Docket No. 67-SO-43]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Federal Airway

On July 11, 1967, a notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 10210) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would lower the ceiling on a segment of V-56 from Fayetteville, N.C., to Wallace INT.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. Due consideration was given to all comments received.

The Air Transport Association of America, in the interest of national defense requirements, offered no objection to the proposal provided that V-56 be aligned direct from Fayetteville to New Bern, N.C.; that the minimum en route altitude be lowered from 3,000 feet MSL to 2,000 feet MSL; and the airway limitations would be reviewed at the time the air carriers serving this route convert from conventional to jet aircraft.

The proposal to lower the minimum en route altitude to 2,000 feet MSL is being processed as a notice of proposed rule making in Airspace Docket No. 67-SO-73. Consideration was given to re-aligning V-56 direct from Fayetteville to New Bern but was not deemed feasible because of the impact on air traffic control procedures in the vicinity of Seymour Johnson AFB and the resultant reduction in the maneuvering area delegated to, and required by, Seymour Johnson AFB RAPCON. The direct alignment would reduce the present airway mileage by only 2 nautical miles. However, as the direct route is entirely within transition area, at times when traffic conditions warrant, pilots could request and be cleared via the direct route. When the airline transition to jet aircraft becomes imminent, operational requirements along V-56 will be reevaluated.

The Aircraft Owners and Pilots Association objected to the loss of four cardinal altitudes that would result from the proposal. They contend that sufficient restricted airspace is assigned to the U.S. Marine Corps, Cherry Point, N.C., to allow the Department of the Air Force to share R-5306 on a joint use basis and thus relieve the necessity of seriously curtailing IFR activities along V-56.

An evaluation of R-5306 has determined that several military units other than Cherry Point share the area; that the Cherry Point RAPCON uses a portion of the area for air traffic control; and that due to these current activities the area could not absorb an air combat tactics training program. It does not appear that the proposal would seriously curtail use of V-56 as the most recent FAA IFR peak day airway traffic survey indicated a maximum of only nine aircraft movements along this airway segment.

No other comments were received.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., December 7, 1967, as hereinafter set forth.

Section 71.123 (32 F.R. 2009, 6434) is amended as follows:

In V-56 all after "12 AGL New Bern." is deleted and "The airspace at and above 5,000 feet MSL is excluded from Fayetteville to Wallace INT; and the airspace at and above 9,000 feet MSL is excluded from Wallace INT to New Bern." is substituted therefor.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on October 12, 1967.

H. B. HELSTROM,
Chief, Airspace and Air
Traffic Rules Division.

[F.R. Doc. 67-12357; Filed, Oct. 18, 1967;
8:47 a.m.]

[Airspace Docket No. 67-CE-89]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Designation of Control Zone and Alteration of Transition Area

On page 11576 of the FEDERAL REGISTER dated August 10, 1967, the Federal Aviation Administration published a notice of proposed rule making which would amend §§ 71.171 and 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a control zone and alter the transition area at Mitchell, S. Dak.

Interested persons were given 45 days to submit written comments, suggestions, or objections regarding the proposed amendments.

No objections have been received and the amendments as so proposed are hereby adopted, subject to the following change:

The coordinates recited in the Mitchell, S. Dak., Municipal Airport control zone designation and transition area alteration as "latitude 43°46'25" N., longitude 98°02'25" W." are changed to read "latitude 43°46'25" N., longitude 98°02'30" W."

This amendment shall be effective 0001 e.s.t., January 4, 1968.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Kansas City, Mo., on October 4, 1967.

EDWARD C. MARSH,
Director, Central Region.

(1) In § 71.171 (32 F.R. 2071), the following control zone is added:

MITCHELL, S. DAK.

Within a 5-mile radius of Mitchell Municipal Airport (latitude 43°46'30" N., longitude 98°02'25" W.); within 2 miles each side of the Mitchell VOR 149° radial, extending from the 5-mile radius zone to 8 miles southeast of the VOR; and within 2 miles each side of the Mitchell VOR 300° radial, extending from the 5-mile radius zone to 8 miles northwest of the VOR. This control zone is effective during the specific times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airmen's Information Manual.

(2) In § 71.181 (32 F.R. 2148), the following transition area is amended to read:

MITCHELL, S. DAK.

That airspace extending upward from 700 feet above the surface within a 9-mile radius of Mitchell Municipal Airport (latitude 43°46'25" N., longitude 98°02'25" W.); and that airspace extending upward from 1,200 feet above the surface within 6 miles northeast and 10 miles southwest of the Mitchell VOR 300° radial, extending from the VOR to

19 miles northwest of the VOR; within 5 miles southwest and 8 miles northeast of the Mitchell VOR 149° radial, extending from the VOR to 12 miles southeast of the VOR; and within 5 miles each side of the Mitchell VOR 120° radial extending from the VOR to 12 miles southeast of the VOR.

[F.R. Doc. 67-12358; Filed, Oct. 18, 1967;
8:47 a.m.]

[Docket No. 7201; Amdt. 121-34]

PART 121—CERTIFICATION AND OPERATIONS: DOMESTIC, FLAG, AND SUPPLEMENTAL AIR CARRIERS AND COMMERCIAL OPERATORS OF LARGE AIRCRAFT

Flight Maneuvers: Applicability of Certain Maneuvers to Pilots Other Than Pilot in Command and Second in Command in a Crew of Three or More Pilots

This amendment postpones indefinitely the applicability of certain maneuvers, adopted in Amendment 121-24 and postponed for 6 months by Amendment 121-26, insofar as they apply to training and proficiency checks of second in command pilots (throughout this preamble reference to a second in command includes all pilots other than a pilot in command or second in command in a crew of three or more pilots or a pilot referred to in § 121.441(c)). One maneuver, the ILS approach with a simulated failure of one powerplant, that was postponed for 6 months by Amendment 121-26 will apply after October 15, 1967.

As stated in the preamble to Amendment 121-26, the Air Transport Association of America (ATA) petitioned the FAA for: (1) An amendment of four of the flight maneuvers adopted by the FAA in Amendment 121-24 and (2) a postponement of the then April 15, 1967, effective date of the four maneuvers for 6 months or until disposition of the ATA petition by the FAA. The FAA decided that ATA had justified a postponement of the April 15 effective date for the four maneuvers to allow it more time to submit data in support of its allegation that these maneuvers could not be justified on a cost/benefit basis for second in command pilots.

By letters dated May 26, and June 20, 1967, the ATA submitted cost data to the FAA to support its allegations that the cost of training and checking second in command pilots in the four specific maneuvers was disproportionate to the benefits gained. In addition to the cost aspect, ATA alleged that training on these maneuvers would constitute training on maneuvers that the second in command would not normally perform in line operations.

After considering all of the data and arguments submitted by the ATA, the FAA has concluded that with respect to three of the four maneuvers in question, ATA has justified some modifications as applicable to second in command pilots. These three maneuvers are: (1) Circling approaches, (2) steep turns, and (3)

missed approach from a simulated instrument approach with a simulated failure of the most critical powerplant. The FAA is considering various modifications to these maneuvers that could be made without affecting the required level of safety but that should result in decreased training and checking time. As indicated in the preamble to Amendment 121-26, the FAA will issue a notice of proposed rule making setting forth the proposed changes in these maneuvers so that all interested parties will be able to submit comments thereon. Pending completion of such rule-making action, these maneuvers will, as for the past 6 months, apply only to pilots in command and second in command in a crew of three or more pilots.

With respect to the requirement for an ILS approach with a simulated failure of one powerplant, the FAA does not believe that ATA has submitted sufficient justification for continuing to apply this maneuver only to a pilot in command or second in command in a crew of three or more pilots. It is a common industry practice for a second in command to fly every other "leg" of a flight involving several takeoffs and landings. If an ILS approach is necessary on a landing being made by the second in command he would normally be expected to make that approach and landing. In the event of an engine failure during an ILS approach, the second in command should be equipped to cope with the situation. It is true that the pilot in command is able to take over at any time and as pointed out by ATA, it is unlikely that a combination of ILS approach and engine out would occur at the same time. Nevertheless, in view of the importance of the initial reaction of the pilot at the controls if this situation does occur, the FAA believes that the added cost of training and checking the second in command in this maneuver is justified.

In view of the imminence of the effective date that would apply to the three maneuvers discussed above, and since these amendments impose no additional burden on any person, I find that notice and public procedure thereon are impractical and that good cause exists for making these amendments effective on less than 30 days notice.

In consideration of the foregoing, Appendix F of Part 121 of the Federal Aviation Regulations is amended effective October 15, 1967 as follows:

1. By striking out the last sentence of Item III(c) (2).
2. By amending the last sentence in the flush paragraph at the end of Item III(d) by striking out the words "Until October 15, 1967, this" and by inserting in place thereof the word "This".
3. By amending the last sentence in the flush paragraph at the end of Item III(e) by striking out the words "until October 15, 1967,".
4. By amending the last sentence in Item IV(a) by striking out the words "until October 15, 1967, this" and by inserting the word "This" in place thereof.

(Secs. 313(a), 601, and 604 of the Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, and 1424)

Issued in Washington, D.C., on October 16, 1967.

D. D. THOMAS,
Acting Administrator.

[F.R. Doc. 67-12410; Filed, Oct. 18, 1967; 8:50 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 42—EGGS AND EGG PRODUCTS

Dried Eggs and Dried Yolks, Identity Standards; Confirmation of Effective Date of Order Listing Silicon Dioxide as Optional Ingredient

In the matter of amending the standards of identity for dried eggs (21 CFR 42.30) and dried yolks (21 CFR 42.60) by listing silicon dioxide as an optional anti-caking ingredient:

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371) and in accordance with the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (21 CFR 2.120), notice is given that no objections were filed to the order in the above-identified matter published in the FEDERAL REGISTER of August 31, 1967 (32 F.R. 12604). Accordingly, the amendments promulgated by that order will become effective on October 30, 1967.

Poly(oxypropylene) (45-48 moles) block polymer with poly(oxyethylene). The finished block polymers meet the following specifications: Average molecular weight 11,000-18,000; hydroxyl number 6.2-10.2; cloud point above 100° C. for 10 percent solution.

(Secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371)

Dated: October 11, 1967.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 67-12380; Filed, Oct. 18, 1967; 8:49 a.m.]

PART 121—FOOD ADDITIVES

Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

EMULSIFIERS AND/OR SURFACE-ACTIVE AGENTS

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 7B2132) filed by Wyandotte Chemicals Corp., 1609 Biddle Avenue, Wyandotte, Mich. 48192, and other relevant material, has concluded that the food additive regulations should be amended to provide for the safe use of poly(oxypropylene) block polymer with poly(oxyethylene) as a surface-active agent in polyolefin films or coatings for food-contact use. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c) (1), 72 Stat. 1786; 21 U.S.C. 348(c) (1)) and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120), § 121.2541 (c) is amended by alphabetically inserting in the list of substances a new item, as follows:

§ 121.2541 Emulsifiers and/or surface-active agents.

(c) List of substances:

Limitations

For use only as a surface-active agent at levels not to exceed 0.5 percent by weight of polyolefin film or polyolefin coatings. Such polyolefin film and polyolefin coatings shall have an average thickness not to exceed 0.005 inch and shall be limited to use in contact with foods that have a pH above 5.0 and that contain no more than 8 percent of alcohol.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections

are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c) (1), 72 Stat. 1786; 21 U.S.C. 348(c) (1))

Dated October 11, 1967.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 67-12382; Filed Oct. 18, 1967; 8:49 a.m.]

PART 121—FOOD ADDITIVES**Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food****DEFOAMING AGENTS**

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition (FAP 7B2160) filed by Archer Daniels Midland Co., Post Office Box 532, Minneapolis, Minn. 55440, and other relevant material, has concluded that the food additive regulations should be amended to provide for the safe use of marine fats, oils, and fatty acids, and salts and methyl esters of such fatty acids, as defoaming agents used in the preparation and application of coatings for paper and paperboard intended for food-contact use. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120), § 121.2557(d) (§ 3) is amended by revising the items "Fats and oils derived from * * *" "Fatty acids derived from * * *" and "Methyl esters of fatty acids * * *" to read as follows:

§ 121.2557 Defoaming agents used in coatings.

(d) * * *
(3) * * *

List of substances Limitations
* * *

Fats and oils derived from animal, marine, or vegetable sources.

Fatty acids derived from animal, marine, or vegetable fats and oils, and salts, of such acids, single or mixed, as follows:

Aluminum.
Ammonium.
Calcium.
Magnesium.
Potassium.
Sodium.
Zinc.

Methyl esters of fatty acids derived from animal, marine, or vegetable fats and oils.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written objections thereto, preferably in triplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the

issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: October 11, 1967.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 67-12381; Filed, Oct. 18, 1967; 8:49 a.m.]

Title 29—LABOR**Chapter V—Wage and Hour Division, Department of Labor****PART 512—REVIEW COMMITTEES FOR PUERTO RICO AND THE VIRGIN ISLANDS***Correction*

The preamble in F.R. Doc. 67-12212 appearing in the issue for Tuesday, October 17, 1967, at page 14324 should read as follows:

On August 23, 1967, notices of a proposed revision of 29 CFR Part 512 was published in the FEDERAL REGISTER (32 F.R. 12117). After considering all material submitted in response, the proposed revision is hereby adopted, subject to the following changes:

1. Section 512.4 is changed.
2. Section 512.8 is changed.

Title 32—NATIONAL DEFENSE**Chapter I—Office of the Secretary of Defense****SUBCHAPTER D—SECURITY****PART 155—INDUSTRIAL PERSONNEL SECURITY CLEARANCE PROGRAM****Procedures and Suspension Actions in Security Violation Cases**

Sections 155.7(a)(5) and 155.8 have been revised as follows:

§ 155.7 Procedures.

(a) *Screening Board.* * * *

(5) Where the Screening Board determines that the case does not warrant a favorable determination, it will prepare a Statement of Reasons informing the applicant of the grounds upon which his clearance may be denied or revoked. The Statement of Reasons shall be as comprehensive and detailed as the national security permits. For suspension actions in security violation cases, see § 155.8

§ 155.8 Suspension actions in security violation cases.

(a) In any case alleging (1) wilful, unauthorized use or release of classified

information or documents; (2) wilful appropriation or retention of classified documents for personal use or for the use of others; or (3) wilful concealment of the loss or compromise of classified documents or information, in which the circumstances do not, in the opinion of the Screening Board, require issuance of a Statement of Reasons for the purpose of revoking an existing clearance, the Board shall make a separate finding whether the allegations are established by a preponderance of the evidence. In each case where it so finds, the Screening Board, after consideration of the seriousness of the wilful act and in light of all the surrounding circumstances, may recommend to the Assistant Secretary of Defense (Administration), or his designee, the suspension of an existing clearance for a period of time not to exceed 1 year, and shall set out in writing its reasons therefor.

(b) The applicant will be informed of the proposed suspension and will be furnished a copy of the Statement of Reasons. He will be afforded twenty (20) calendar days to give notice of intent to contest the proposed suspension by submitting a responsive answer to the Statement of Reasons. The answer must comply in all respects with the requirements set out in paragraph (a)(7) of this section.

(1) Where the applicant fails to give timely and proper notice of intent to contest the proposed suspension, it shall be ordered into effect.

(2) Where the applicant gives timely and proper notice of intent to contest the proposed suspension, the case shall be referred to a Hearing Examiner for hearing and final determination. The hearing shall be governed by the provisions of this part to the extent applicable. The Examiner may adopt, modify, or reject the recommendation of the Screening Board. A determination by the Examiner under this § 155.8 shall be final and no further appeal may be taken.

(c) Upon expiration of the period prescribed in any suspension ordered under this § 155.8, the applicant may apply for reinstatement of his clearance by filing the necessary forms.

MAURICE W. ROCHE,
Director, Correspondence and
Directives Division, OASD
(Administration).

[F.R. Doc. 67-12339; Filed, Oct. 18, 1967; 8:45 a.m.]

SUBCHAPTER P—RECORDS

[DASA Circular 145-3]

PART 291—AVAILABILITY TO THE PUBLIC OF DEFENSE ATOMIC SUPPORT AGENCY (DASA) INFORMATION

The Director, Defense Atomic Support Agency approved the following on August 14, 1967:

Sec.
291.1 Purpose.
291.2 Policy.

- Sec.
- 291.3 Responsibilities.
- 291.4 Procedures.
- 291.5 Information which will be available on request.
- 291.6 Material which may be withheld from public disclosure.
- 291.7 For official use only markings.
- 291.8 Headquarters, DASA and DASA Command designated offices.
- 291.9 Rates for copying and research.
- 291.10 Identification and marking. "For Official Use Only".

AUTHORITY: The provisions of this Part 291 issued under Title 5 U.S.C. 552.

§ 291.1 Purpose.

To establish policies and procedures for making DASA information available to the public. This part implements 32 CFR Part 286.

§ 291.2 Policy.

(a) It is DASA policy to make full response to public requests for information, consistent with National Security objectives.

(b) When considering requests for information, all DASA elements will abide by the policy and procedures of this part and other applicable DASA circulars.

§ 291.3 Responsibilities.

(a) Each commander is responsible for determining, based on current regulations, what information can be released to the public.

(b) Each commander will designate a representative to reply to all requests for public information. The representatives will give each requestor as much assistance as possible in locating the document or information requested.

(c) Each commander will establish a system to inform Headquarters, DASA immediately of all refusals to provide information to a requestor, and will include all pertinent reasons for the refusal. The requestor must be advised of his right to appeal any refusal to Headquarters, DASA or the agency originating the document.

(d) Headquarters, DASA is responsible for placing all necessary information in the FEDERAL REGISTER. DASA commands will provide Headquarters, DASA with appropriate information upon request.

(e) Congressional requests. Any request from a member of Congress or for information under the control of Congress or a Congressional committee will be handled in accordance with DASA Circular 100-1.¹

(f) Each representative will have knowledge of and access to files of all opinions, statements of policy, etc., affecting the public, especially those published after July 4, 1967.

§ 291.4 Procedures.

(a) Any member of the public should be able to call any DASA command and be referred promptly to the commander's representative for answering public inquiries.

(b) Due to security requirements at Headquarters, DASA and DASA com-

mands, there may not be a reading room for a member of the public to use. However, each representative will assure ready access to categories of documents (i.e., contract announcements, court rulings, etc.) and a place where the requestor may review them.

(c) Each representative will be at a location accessible to the public. Section 291.8 lists the currently designated offices, with telephone numbers and addresses.

(d) Once the requestor has clearly identified the document or information he needs, the representative will obtain copies of the document. If the representative must search for the information, he will so inform the requestor, giving him the approximate time the information will be available. Rates for copying material or for researching a subject are shown in § 291.9. The representative will inform the requestor of these rates.

(e) The representative's action on each request includes obtaining the complete information requested and receiving payment for copying or research charges. All charges and fees received will be placed in the miscellaneous receipts of the Treasury. If the requestor wishes to pay by check, he should make the check payable to "Treasurer of the United States." If paid in cash, the representative will provide a receipt for the amount received. In each case, all collections received will be delivered daily to the servicing finance and accounting officer. If daily delivery is impracticable, delivery may be made on a weekly basis. With each delivery of funds, the representative will prepare and furnish a DD Form 1131 (Cash Collection Voucher) to the finance and accounting officer, showing the name of the remitter, purpose of the remittance, account or fund to be credited, and the amount. All fees collected will be credited to the DoD Miscellaneous Receipts Account (972419).

(f) If the requested information cannot be located or cannot be given, the representative will follow appeal procedures established by the commander under the provisions of § 291.3(c).

§ 291.5 Information which will be available on request.

The following information, subject to the exemptions in § 291.6 will be made available to the public upon request:

(a) Final opinions (including concurring and dissenting opinions) and orders in adjudications that may be cited, used, or relied upon as precedents in future adjudications.

(b) Statements of policy and interpretations of less than general applicability affecting the public but not published in the FEDERAL REGISTER.

(c) Administrative staff manuals and instructions, or portions thereof, which establish DASA policy or interpretations of policy that are determinative of the rights of members of the public. This provision does not apply to instructions for employees on the tactics and techniques to be used in performing their duties, or to instructions relating only to the internal management of the agency.

Examples of manuals and instructions not normally made available are:

(1) Those issued for audit and inspection purposes or those which prescribe operational tactics, standards of performance, or criteria for defense, prosecution, or settlement of cases.

(2) Operations and maintenance manuals and technical information concerning munitions, equipment, and systems.

(d) Identifying details which if revealed would create a clearly unwarranted invasion of personal privacy may be deleted from any final opinion, order, statement of policy, interpretation, staff manuals, or instruction, made available on request. In every such case, the justification for the deletion must be fully explained in writing.

(e) No order, opinion, statement of policy, interpretation, staff manual, or instruction issued, promulgated, or adopted after July 4, 1967, which is not indexed and either made available or published, may be relied upon, used, or cited as precedent against any member of the public unless he has actual and timely notice of its terms. If the order, opinion, statement of policy, interpretation, staff manual, or instruction was issued, promulgated, or adopted before July 4, 1967, it need not be indexed but must be made available.

(1) In determining whether an order, opinion, statement of policy, interpretation, staff manual, or instruction is likely to be used or relied upon as precedent, the primary test shall be whether it is intended to provide binding guidance for decisions or evaluations by subordinates or for future decisions by the same authority in adjudications of cases affecting the public, where similar facts or issues are presented.

(2) With regard to the precedential effect of an adjudication, opinions and orders of the Boards of Review exemplify the type that shall be made available for inspection and copying, since they may be relied upon, used or cited in future adjudications. By contrast, orders and opinions resulting from adjudications in subject areas such as those involving internal personnel (including military personnel) proceedings and security proceedings are not required to be made available to the general public for inspection and copying since they are not relied upon, used or cited in future adjudications.

§ 291.6 Material which may be withheld from public disclosure.

Documentary material may be withheld from public disclosure if it comes within a specific exemption as listed below. Even exempted material, however, should be made available upon request of any member of the public if, in the judgment of the releasing authority, no significant purpose would be served by withholding it from him under an applicable exemption and its release is not inconsistent with current policies. The following types of records may be withheld from public disclosure:

(a) Those requiring protection in the interest of national defense or foreign

¹ Filed as part of original document.

policy according to the criteria established by DASA Circular 17-29.¹

(b) Those containing rules, regulations, orders, manuals, directives, and instructions relating to the internal personnel rules or to the internal practices of DASA elements.

(c) Those containing information which regulations authorize or require be withheld from the public.

(d) Those containing information which are received from anyone including an individual, a foreign nation, an international organization, a State or local government, a corporation, or any other organization with the understanding that it will be retained on a privileged or confidential basis or similar commercial or financial records if they are in fact the kinds of records which the organizational entity develops internally which are normally considered privileged or confidential. Such records include documents containing:

(1) Information customarily considered privileged or confidential under the rules of evidence in the Federal courts, such as information coming within the doctor-patient, lawyer-client, and priest-penitent privileges.

(2) Commercial or financial information received in confidence in connection with loans, bids, or proposals, as well as other information received in confidence or privileged, such as trade secrets, inventions, and discoveries, or other proprietary data.

(3) Statistical data and commercial or financial information concerning contract performance, income, profits, losses, and expenditures, if received in confidence from a contractor or potential contractor.

(4) Information such as research data, formulas, designs, drawings, and other technical data and reports which:

(i) Are significant as items of valuable property acquired in connection with research, grants, or contracts;

(ii) Would likely be held in confidence if owned by private parties.

(5) Personal statements given in the course of inspections or investigations, where such statements are received in confidence from the individual and retained in confidence.

(e) Internal communications within and among agencies and components. Examples include:

(1) Staff papers containing staff advice, opinions, or suggestions.

(2) Information received or generated by a component preliminary to a decision or action including draft versions of documents where premature disclosure would harm the authorized appropriate purpose for which the records are being used.

(3) Advice, suggestions, or reports prepared on behalf of DASA by boards, committees, counsels, groups, panels, conferences, commissions, task forces, or other similar groups that are formed by a component to obtain advice and recommendations.

(f) Information in personnel and medical files, as well as information in

similar files that, if disclosed to a member of the public would result in a clearly unwarranted invasion of personal privacy.

(1) In determining whether the release of information would result in a clearly unwarranted invasion of privacy, consideration should be given, in cases such as those involving alleged misconduct, to the relationship of the alleged misconduct to an individual's official duties, the amount of time which has passed since the alleged misconduct and the degree to which the individual's privacy has already been invaded. Thus, the release of information concerning alleged misconduct which is closely related to official duties, which has occurred recently, and which has already been made public is less likely to constitute a clearly unwarranted invasion of personal privacy.

(2) When the sole and exclusive basis for withholding information is protection of the personal privacy of an individual, the information should not be withheld from him or from his designated legal representative. An individual's personnel, medical, or similar files may be withheld from him or from his designated legal representative for reasons other than the protection of his personal privacy when valid Civil Service Commission regulations or other valid regulations so authorize.

(g) Investigatory files, compiled for the purpose of enforcing civil, criminal, or military law, including Executive Orders, or regulations.

(h) Those contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of any agency responsible for the regulation or supervision of financial institutions.

§ 291.7 For official use only markings.

All commanders will follow the guidance at § 291.10 when determining if a document should be considered "For Official Use Only" and marked accordingly.

§ 291.8 Headquarters, DASA and DASA Command designated offices.

(a) Headquarters, DASA.

Public Information Officer, Headquarters, Defense Atomic Support Agency (DASA), Washington, D.C. 20305. Duty telephone—(Area Code 202) OXford 45034 or (Area Code 703) 527-1351.

(b) Field Command, DASA.

Public Information Officer, Headquarters, Field Command, DASA, Sandia Base, Albuquerque, N. Mex. 87115. Duty telephone—(Area Code 505) 264-5919 or 264-5812 (Field Command Public Information Officer is also the contact regarding requests for information on Sandia Base, Headquarters, Test Command, Headquarters, Joint Task Force EIGHT, and 901st MI Det).

(c) Armed Forces Radiobiology Research Institute.

Public Information Division, Armed Forces Radiobiology Research Institute, National Naval Medical Center, Bethesda, Md. 20014. Duty telephone—(Area Code 301) 295-0560.

(d) Manzano Base.

Public Information Office, Manzano Base, Albuquerque, N. Mex. 87115. Duty telephone—(Area Code 505) 264-0251.

(e) Bossier Base.

Public Information Office, Bossier Base, Shreveport, La. 71102. Duty telephone—(Area Code 318) 424-6511, ask for Bossier extension 6582 or 6782.

(f) Clarksville Base.

Public Information Office, Clarksville Base, Clarksville, Tenn. 37040. Duty telephone—(Area Code 502) 798-6131, ask for Clarksville extension 8264 or 8421.

(g) Killeen Base.

Public Information Office, Killeen Base, Killeen, Tex. 76541. Duty telephone—(Area Code 817) 685-3302.

(h) Lake Mead Base.

Public Information Office, Lake Mead Base, Las Vegas, Nev. 89110. Duty telephone—(Area Code 702) 382-1800, ask for Lake Mead extension 312 or 445.

(i) Nevada Operations Office, Test Command/DASA.

Public Information Office, Nevada Operations Office, Test Command, DASA, AEC Operation Office, Las Vegas, Nev. 89100. Duty telephone—(Area Code 702) 734-3220.

(j) Joint Task Force EIGHT, Johnston Atoll.

Personnel and Administration Office, JTF-8.8, Johnston Atoll, APO San Francisco 96305. Duty telephone—Call the Joint Military Switchboard in Honolulu, Hawaii; ask for Johnston Atoll, extension 3732.

§ 291.9 Rates for copying and research.

(a) Following are the rates for copying, researching, and certifying records requested under this part.

(1) General.

(i) Searching per hour or fraction thereof, by clerical personnel (including overhead costs)-----	\$3.00
(ii) Processing by clerical personnel per hour—minimum charges one-half hour-----	3.00
(iii) Searching per hour or fraction thereof, by professional personnel (including overhead costs)-----	7.00
(iv) Each photocopy-----	.25
(v) Certification and validation with seal, each-----	.75
(vi) Certification and validation without seal, each-----	.50

(2) Photography.

(1) Still pictorial.	
8 x 10 single weight glossy finish,	
1st print-----	\$0.00
2d and 3d prints, each-----	.40
8 x 10 double weight matla finish,	
1st print-----	.05
2d and 3d prints, each-----	.45
35mm color transparencies (cardboard mount), each-----	1.10
4 x 5 color transparencies or color negative, each-----	6.00
8 x 10 color transparencies or color negative, each-----	10.00

(In quantities not to exceed three copies of any one view.) Color prints will not be furnished for public use.

¹ Filed as part of original document.

(ii) *Motion picture.*

16mm or 35mm black and white unedited footage and/or optical sound track, per foot.....	\$0.10
Color unedited footage:	
16mm, per foot.....	.20
16mm, inter-negative.....	.25
35mm, per foot:	
Viewing or release print, each.....	.25
Separation master positive (3 required).....	.75
Color, inter-positive, each.....	.55
Color, inter-negative, each.....	.55
Magnetic Tape (per foot):	
16mm (Direct Dubb), each.....	.05
35mm (Direct Dubb), each.....	.05
Searching (including overhead):	
Each hour or fraction thereof (per hour).....	7.00
All film used in duplication to furnish a requested end product shall be charged for on a per foot basis.	
Minimum charge (including stock search) per order.....	10.00

(e) No charge will be made for:

(1) Locating requested records which are in the files maintained in accordance with paragraph (f) of this section.

(2) A record search for a requested record or for furnishing copies of DASA records if it is determined to be appropriate in the interest of DASA programs.

§ 291.10 Identification and marking "For Official Use Only."

(a) Records which are authorized to be withheld from general public disclosure and which for a significant reason should not be given general circulation shall be considered as being "For Official Use Only" (FOUO).

(b) The marking or absence of the marking "For Official Use Only" does not relieve the commander of his responsibility to review the requested record for the purpose of determining whether an exemption is applicable.

(c) A record that is considered "For Official Use Only" may be marked "For Official Use Only" when such marking is deemed necessary to ensure that all persons having access to the records are aware that it should not be publicly released and should not be handled indiscriminately. Individual folders, records, and files covering specific kinds of subject matter, normally falling within the exemptions of this circular, such as personnel and medical files, bids, proposals, and the like, which are covered by rules and regulations specifying what may be released publicly, do not require the "FOUO" marking unless transmitted under circumstances where marking is essential to ensure protection of the information involved.

(1) The marking shall not be used on records which are classified for security reasons but, if otherwise proper under this directive, may be applied to information or material which has been declassified.

(2) Information contained in a technical document for which a determination has been made that a distribution statement listed in DASA Circular 1-6¹ is appropriate shall not be marked "FOUO".

¹ Filed as part of original document.

(d) Material which is considered "For Official Use Only" must be safeguarded from general disclosure irrespective of whether the material is physically marked with the term "For Official Use Only".

(e) Whenever necessary to assure proper understanding, individual paragraphs which contain FOUO information shall be marked with the symbol "FOUO". In classified documents, this marking should be applied only to paragraphs which contain FOUO information and do not contain classified information.

MAURICE W. ROCHE,
Director, Correspondence and
Directive Division, OASD
(Administration).

OCTOBER 12, 1967.

[F.R. Doc. 67-12340; Filed, Oct. 18, 1967;
8:45 a.m.]

Title 45—PUBLIC WELFARE

Subtitle A—Department of Health,
Education, and Welfare, General
Administration

PART 80—NONDISCRIMINATION IN FEDERALLY ASSISTED PROGRAMS OF THE DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE—EF- FECTUATION OF TITLE VI OF THE CIVIL RIGHTS ACT OF 1964

Miscellaneous Amendments

The following amendments of 45 CFR Part 80 transfer functions for the administration of Title VI of the Civil Rights Act of 1964 from the various officials who have the principal responsibilities within the Department of Health, Education, and Welfare for the administration of the laws extending Federal financial assistance, to the Secretary so that all functions for the administration of Title VI within the Department will be vested in the Secretary and his delegates. Also, new procedures are established to (1) limit the Secretary's responsibilities for reviewing title VI compliance proceedings to cases in which there are special and important reasons therefor, (2) provide specifically for the reimbursement of Government witnesses for the expenses of travel to attend hearings, and (3) provide for post-termination proceedings. Other provisions govern actions and administrative proceedings initiated prior to the effective date of these amendments, add the statutory authority for each section of Part 80, and make additional, nonsubstantial technical changes.

Part 80 of 45 CFR is hereby amended as follows:

A. Amendments to transfer administrative authority from the heads of operating agencies (such as the Commissioner of Education or the Commissioner of Social Security) to the Secretary:

1. Subparagraph (2) in the first sentence of § 80.4(c) is amended to read as follows:

§ 80.4 Assurances required.

(c) * * *

(2) Submits a plan for the desegregation of such school or school system which the responsible Department official determines is adequate to accomplish the purposes of the Act and this regulation at the earliest practicable time, and provides reasonable assurance that it will carry out such plan; in any case of continuing Federal financial assistance the responsible Department official may reserve the right to redetermine, after such period as may be specified by him, the adequacy of the plan to accomplish the purposes of the Act and the regulations in this part.

§ 80.6 [Amended]

2. The first sentence of § 80.6(a) is amended by deleting the word "Each" and substituting the word "The".

(c) Section 80.12(b) is revised to read as follows:

§ 80.12 Effect on other regulations; forms and instructions.

(b) *Forms and instructions.* The responsible Department official shall issue and promptly make available to interested persons forms and detailed instructions and procedures for effectuating this regulation.

3. Section 80.13(c) is revised to read as follows:

§ 80.13 Definitions.

(c) The term "responsible Department official" means the Secretary or, to the extent of any delegation by the Secretary of authority to act in his stead under any one or more provisions of this regulation, any person or persons to whom the Secretary has heretofore delegated, or to whom the Secretary may hereafter delegate such authority.

3. Amendments to transfer adjudication responsibilities from the heads of operating agencies to a reviewing authority consisting of a person or persons designated by the Secretary, and to limit the Secretary's responsibility for reviewing Title VI compliance proceedings to cases in which there are special and important reasons therefor:

§ 80.9 [Amended]

1. Section 80.9(e) is amended by deleting the word "Secretary" and substituting the words "responsible Department official".

2. Paragraphs (a) through (e) of § 80.10 are revised to read as follows:

§ 80.10 Decisions and notices.

(a) *Decisions by hearing examiners.* After a hearing is held by a hearing examiner such hearing examiner shall either make an initial decision, if so authorized, or certify the entire record including his recommended findings and

proposed decision to the reviewing authority for a final decision, and a copy of such initial decision or certification shall be mailed to the applicant or recipient and to the complainant, if any. Where the initial decision referred to in this paragraph or in paragraph (c) of this section is made by the hearing examiner, the applicant or recipient or the counsel for the Department may, within the period provided for in the rules of procedure issued by the responsible Department official, file with the reviewing authority exceptions to the initial decision, with his reasons therefor. Upon the filing of such exceptions the reviewing authority shall review the initial decision and issue its own decision thereof including the reasons therefor. In the absence of exceptions the initial decision shall constitute the final decision, subject to the provisions of paragraph (e) of this section.

(b) *Decisions on record or review by the reviewing authority.* Whenever a record is certified to the reviewing authority for decision or it reviews the decision of a hearing examiner pursuant to paragraph (a) or (c) of this section, the applicant or recipient shall be given reasonable opportunity to file with it briefs or other written statements of its contentions, and a copy of the final decision of the reviewing authority shall be given in writing to the applicant or recipient and to the complainant, if any.

(c) *Decisions on record where a hearing is waived.* Whenever a hearing is waived pursuant to § 80.9(a) the reviewing authority shall make its final decision on the record or refer the matter to a hearing examiner for an initial decision to be made on the record. A copy of such decision shall be given in writing to the applicant or recipient, and to the complainant, if any.

(d) *Rulings required.* Each decision of a hearing examiner or reviewing authority shall set forth a ruling on each finding, conclusion, or exception presented, and shall identify the requirement or requirements imposed by or pursuant to this regulation with which it is found that the applicant or recipient has failed to comply.

(e) *Review in certain cases by the Secretary.* If the Secretary has not personally made the final decision referred to in paragraph (a), (b), or (c) of this section, a recipient or applicant or the counsel for the Department may request the Secretary to review it in accordance with rules of procedure issued by the responsible Department official. Such review is not a matter of right and shall be granted only where the Secretary determines there are special and important reasons therefor. The Secretary may grant or deny such request, in whole or in part. He may also review such a decision upon his own motion in accordance with rules of procedure issued by the responsible Department official. In the absence of a review under this paragraph, a final decision referred to in paragraph (a), (b), or (c) of this section

shall become the final decision of the Department when the Secretary transmits it as such to Congressional committees with the report required under section 602 of the Act. Failure of an applicant or recipient to request review under this paragraph shall not be deemed a failure to exhaust administrative remedies for the purpose of obtaining judicial review.

3. Paragraphs (d) through (j) of § 80.13 are redesignated (e) through (k), and a new paragraph (d) is added, as follows:

§ 80.13 Definitions.

(d) The term "reviewing authority" means the Secretary, or any person or persons (including a board or other body specially created for that purpose and also including the responsible Department official) acting pursuant to authority delegated by the Secretary to carry out responsibilities under § 80.10 (a)-(d).

§ 80.9 [Amended]

C. To provide specifically for reimbursement for travel expenses to witnesses on the Government's behalf, § 80.9(d) (1) is amended by adding the following at the end thereof:

Any person (other than a Government employee considered to be on official business) who, having been invited or requested to appear and testify as a witness on the Government's behalf, attends at a time and place scheduled for a hearing provided for by this regulation, may be reimbursed for his travel and actual expenses of attendance in an amount not to exceed the amount payable under the standardized travel regulations to a Government employee traveling on official business.

D. To provide for posttermination proceedings, § 80.10 is amended to add the following new paragraph (g):

§ 80.10 Decisions and notices.

(g) *Posttermination proceedings.* (1) An applicant or recipient adversely affected by an order issued under paragraph (f) of this section shall be restored to full eligibility to receive Federal financial assistance if it satisfies the terms and conditions of that order for such eligibility or if it brings itself into compliance with this regulation and provides reasonable assurance that it will fully comply with this regulation. An elementary or secondary school or school system which is unable to file an assurance of compliance with § 80.3 shall be restored to full eligibility to receive Federal financial assistance, if it files a court order or a plan for desegregation which meets the requirements of § 80.4(c), and provides reasonable assurance that it will comply with the court order or plan.

(2) Any applicant or recipient adversely affected by an order entered pursuant to paragraph (f) of this section may at any time request the responsible

Department official to restore fully its eligibility to receive Federal financial assistance. Any such request shall be supported by information showing that the applicant or recipient has met the requirements of subparagraph (1) of this paragraph. If the responsible Department official determines that those requirements have been satisfied, he shall restore such eligibility.

(3) If the responsible Department official denies any such request, the applicant or recipient may submit a request for a hearing in writing, specifying why it believes such official to have been in error. It shall thereupon be given an expeditious hearing, with a decision on the record, in accordance with rules of procedure issued by the responsible Department official. The applicant or recipient will be restored to such eligibility if it proves at such hearing that it satisfied the requirements of subparagraph (1) of this paragraph. While proceedings under this paragraph are pending, the sanctions imposed by the order issued under paragraph (f) of this section shall remain in effect.

(4) The pendency of any proceeding under this paragraph shall not lift or stay the sanctions imposed by the order issued under paragraph (f) of this section.

E. Amendments to indicate immediately following each section the statutory authority upon which it is based:

1. Part 80 of Title 45 of the Code of Federal Regulations, except §§ 80.2, 80.3, and 80.11 thereof, is amended by adding at the end of each section thereof the following:

(Sec. 602, Civil Rights Act of 1964, 78 Stat. 252; 42 U.S.C. 2000d-1)

2. Section 80.2 is amended by adding at the end thereof the following:

(Secs. 602, 604, Civil Rights Act of 1964; 78 Stat. 252, 253; 42 U.S.C. 2000d-1, 2000d-3)

3. Section 80.3 is amended by adding at the end thereof the following:

(Secs. 601, 602, Civil Rights Act of 1964; 78 Stat. 252; 42 U.S.C. 2000d, 2000d-1, § 80.3(c) also issued under sec. 604, Civil Rights Act of 1964, 78 Stat. 253, 42 U.S.C. 2000d-3)

4. Section 80.11 is amended by adding at the end thereof the following:

(Secs. 602, 603, Civil Rights Act of 1964; 78 Stat. 252, 253; 42 U.S.C. 2000d-1, 2000d-2)

5. The sentence regarding the authority for Part 80 of Title 45, which precedes § 80.1 thereof, is deleted.

F. Miscellaneous technical amendments:

§ 80.3 [Amended]

1. Section 80.3(c) is amended by deleting the words "Executive Order 11114" at the end thereof and substituting therefor the words "Part III of Executive Order 11246 or any Executive order which supersedes it".

§ 80.8 [Amended]

2. Section 80.8(c) is amended by deleting clause (3) and redesignating clause (4) as clause (3).

3. Section 80.8(d) is amended by deleting clause (2) and redesignating clauses (3) and (4) as clauses (2) and (3), respectively.

§ 80.9 [Amended]

4. The second sentence of § 80.9(b) is revised to read as follows: "Hearings shall be held before a hearing examiner designated in accordance with 5 U.S.C. 3105 and 3344 (section 11 of the Administrative Procedure Act)".

5. The first sentence of § 80.9(d) is amended by striking out "sections 5-8 of the Administrative Procedure Act" and inserting in lieu thereof "5 U.S.C. 554-557 (sections 5-8 of the Administrative Procedure Act)".

§ 80.12 [Amended]

6. Section 80.12(a) is amended by deleting subparagraph (1) and redesignating subparagraphs (2) and (3) as subparagraphs (1) and (2), respectively.

7. The parenthetical clause in § 80.12 (c) is revised to read as follows: "(other than responsibility for review as provided in § 80.10(e))".

§ 80.13 [Amended]

8. Redesignated § 80.13(k) is amended by deleting the word "responsible".

C. Transition provisions:

1. The amendments herein shall become effective upon publication in the FEDERAL REGISTER.

2. Any rule, order, policy, guideline, finding, determination, authorization, requirement, designation, or other action prescribed, issued, or taken before the effective date of these amendments by any officer or employee of the Department under Part 80 shall, except to the extent rescinded, modified, superseded, or made inapplicable by the Secretary or his delegate under Part 80 as herein amended, have the same effect as if these amendments to Part 80 had not been made. In any situation involving the application of 45 CFR 80.4(c) (2) (as amended herein) the references to the Commissioner of Education in the "Revised Statement of Policies for School Desegregation Plans Under Title VI of the Civil Rights Act of 1964," issued December 1966 for school year 1967-68, shall be deemed to refer to the responsible Department official as defined in 45 CFR 80.13(c) (as amended herein).

3. No administrative proceeding shall abate by reason of the taking effect of these amendments. Administrative proceedings initiated under Part 80 prior to the effective date of these amendments and not finally disposed of prior to such effective date shall be governed by the provisions of Part 80 as amended by these amendments, except that any such proceeding in which prior to the effective date of this regulation (1) a hearing was waived pursuant to § 80.9(a), or (2) a hearing was held and the hearing examiner had rendered an initial or recommended decision, shall be disposed of by a responsible Department official as that term was used in Part 80 prior to such effective date or by the Secretary, or by both such official and the Secretary, as if these amendments were not in effect.

(Sec. 602, Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d-1)

Dated: September 18, 1967.

[SEAL] JOHN W. GARDNER,
Secretary of Health,
Education, and Welfare.

Approved: October 13, 1967.

LYNDON B. JOHNSON.

[F.R. Doc. 67-12388; Filed, Oct. 18, 1967;
8:49 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission and Department of Transportation

SUBCHAPTER B—CARRIER BY MOTOR VEHICLE [Ex Parte Nos. MC-5, 159]

PART 274—SURETY BONDS AND POLICIES OF INSURANCE

SUBCHAPTER D—FREIGHT FORWARDERS

PART 505—SURETY BONDS AND POLICIES OF INSURANCE

Insurance and Surety Companies

Order. At a session of the Interstate Commerce Commission, the Insurance Board, held at its office in Washington, D.C., on the 10th day of October 1967.

Ex Parte No. MC-5, in the matter of security for the protection of the public as provided in Part II of the Interstate Commerce Act, and of rules and regulations governing filing of surety bonds, certificates of insurance, qualifications as a self-insurer, or other securities and agreements by motor carriers and brokers subject to Part II of the Interstate Commerce Act.

Ex Parte No. 159, in the matter of security for the protection of the public as provided in Part IV of the Interstate Commerce Act, and of rules and regulations governing filing and approval of surety bonds, policies of insurance, qualifications as a self-insurer, or other securities and agreements by freight forwarders subject to Part IV of the Act.

It appearing, that notice was given by notice of proposed rule making, dated September 6, 1967, published in 32 F.R. 12853, September 8, 1967, pursuant to section 4(a) of the Administrative Procedure Act (60 Stat. 237, 5 U.S.C. 1003) of the proposed amendment of § 274.8(b) of Part 274 (49 CFR 274.8(b)) of the Code of Federal Regulations governing the filing of insurance or other security for the protection of the public, under the authority contained in section 215 of the Interstate Commerce Act (49 Stat. 557, as amended; 49 U.S.C. 315), and the proposed amendment of § 505.6(b) of Part 505 (49 CFR 505.6(b)) of the Code of Federal Regulations governing the filing of insurance or other security for the protection of the public, under the authority contained in section 403 (c) and (d) of the Interstate Commerce Act (56 Stat. 285; 49 U.S.C. 1003):

It further appearing, that no written statements of facts, opinions, or arguments concerning the herein proposed amendments were filed with the Commission by interested parties within 30 days from the publication date;

It is ordered, That § 274.8(b) of Part 274 of the Code of Federal Regulations be, and it is hereby, amended to read as follows:

§ 274.8 Insurance and surety companies; authorized.

(b) *Financial resources.* Each insurance and surety company must possess and maintain surplus funds (policyholders' surplus) of not less than \$1 million, which minimum will be determined on the basis of the values of assets and liabilities as shown in its financial statements filed with and approved by the insurance department or other insurance regulatory authority of the State of domicile (home State) of such company, except in instances where, in the judgment of the Commission, additional evidence with respect to such values is considered necessary: *Provided, however,* That this paragraph shall be effective December 31, 1970, as respects insurance and surety companies which are, on December 31, 1967, authorized to file certificates of insurance and surety bonds with the Commission.

(Sec. 215, 49 Stat. 557, as amended; 49 U.S.C. 315)

It is further ordered, That § 505.6(b) of Part 505 of the Code of Federal Regulations be, and it is hereby, amended to read as follows:

§ 505.6 Insurance and surety companies.

(b) *Financial resources.* Each insurance and surety company must possess and maintain surplus funds (policyholders' surplus) of not less than \$1 million, which minimum will be determined on the basis of the values of assets and liabilities as shown in its financial statements filed with and approved by the insurance department or other insurance regulatory authority of the State of domicile (home State) of such company, except in instances where, in the judgment of the Commission, additional evidence with respect to such values is considered necessary: *Provided, however,* That this paragraph shall be effective December 31, 1970, as respects insurance and surety companies which are, on December 31, 1967, authorized to file certificates of insurance and surety bonds with the Commission.

(Sec. 403 (c), (d), 56 Stat. 285; 49 U.S.C. 1003)

It is further ordered, That the rules herein prescribed, are hereby prescribed to become effective on December 31, 1967;

And it is further ordered, That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission for inspection, and by filing a

copy with the Director, Office of the Federal Register.

By the Commission, Insurance Board.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 67-12376; Filed, Oct. 18, 1967;
8:48 a.m.]

Title 50—WILDLIFE AND FISHERIES

Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

PART 32—HUNTING

Lacassine and Sabine National Wildlife Refuges, La.

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

LOUISIANA

LACASSINE NATIONAL WILDLIFE REFUGE

Public hunting of waterfowl is permitted on the Lacassine National Wildlife Refuge only on the area designated by signs as open to hunting. The open area comprises 6,400 acres or approximately 20 percent of the total area and is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga. 30323. Waterfowl hunting shall be in accordance with all applicable State and Federal regulations except the following special conditions:

(1) Hunting will be permitted 5 half days per week, Wednesday through Sunday from one-half hour before sunrise until 12 noon. Hunters may enter the refuge 2 hours prior to the legal shooting time and must be out of the hunting area by 2 p.m. daily.

(2) Only temporary blinds made of native vegetation may be constructed.

(3) The use of retrieving dogs is permitted, but must be in control of the owner at all time.

(4) No airboats may be used.

(5) No hunting is permitted within refuge waterways and hunters must station themselves a minimum of 50 yards inland from all streams and canals. Hunting lake edges is permissible.

(6) All guns must be encased or dismantled while traveling through refuge waterways.

(7) No hunter may interfere with any refuge trapper during his daily rounds or disturb any trap or set.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 27, 1967.

SABINE NATIONAL WILDLIFE REFUGE

Public waterfowl hunting on the Sabine National Wildlife Refuge is permitted only in areas designated by signs as open to hunting. These areas, comprising approximately 10,000 acres, are delineated on maps available at the refuge headquarters, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga. 30323. Waterfowl hunting shall be in accordance with all applicable Federal and State regulations except the following special conditions:

(1) Waterfowl hunting will be permitted 5 half days per week, Wednesday through Sunday.

(2) The hunting areas may be entered 2 hours prior to legal shooting time and all hunting will cease at 12 noon. Hunters must be out of the hunting area by 2 p.m.

(3) White-fronted geese may not be taken on the refuge hunt.

(4) Firearms must be cased or dismantled when carried in transit through refuge canals.

(5) Only temporary blinds made of native vegetation may be constructed.

(6) Use of retriever dogs is permitted, but must be under control of hunter at all times.

(7) Livestock, fur bearers, and trapping equipment present in the hunting areas shall not be molested or disturbed by hunters.

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 27, 1967.

WALTER A. GRESH,
Regional Director, Bureau of
Sport Fisheries and Wildlife.

OCTOBER 10, 1967.

[F.R. Doc. 67-12369; Filed, Oct. 18, 1967;
8:48 a.m.]

PART 32—HUNTING

Certain Wildlife Refuges in Washington

The following regulations are issued and are effective on date of publication in the FEDERAL REGISTER. These regulations apply to public hunting on National Wildlife Refuges in Washington.

General conditions. Hunting shall be in accordance with applicable State regulations. Portions of refuges which are open to hunting are designated by signs and/or delineated on maps—special conditions applying to individual refuges are listed on the reverse side of the refuge hunting map. Maps are available at refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Northeast Pacific Street, Portland, Ore. 97208.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

Upland game may be hunted on the following refuges:

Columbia National Wildlife Refuge, Post Office Drawer B, Othello, Wash. 99344.

Special conditions. Hunting on Field Unit 227 and III-2 will be permitted only on Sundays, Wednesdays, Saturdays, and holidays.

Conboy National Wildlife Refuge, Glenwood, Wash. (Headquarters at Toppenish National Wildlife Refuge, Post Office Box 271, Toppenish, Wash. 98948.)

Special conditions. Hunting restricted to quail, grouse, cottontail rabbits, and snowshoe hares.

McNary National Wildlife Refuge, Post Office Box 19, Burbank, Wash. 99323.

Special conditions. (1) Hunting will be restricted to pheasants only on McNary National Wildlife Refuge proper. The waterfowl hunting area will be open for the taking of pheasants on Sundays, Wednesdays, Saturdays, and November 23, and December 25, 1967. Hunting on the pheasant hunting area will be permitted daily through November 5, 1967.

(2) On the Ringold Division of the McNary National Wildlife Refuge (a) hunting will be restricted to Sundays, Wednesdays, and Saturdays, November 23, and December 25, 1967, and January 1, and January 11, 1968; (b) hunting of rabbits will terminate January 21, 1968; (c) hunters may not enter the area earlier than 1 hour before start of shooting time and must be off the area 1 hour after close of shooting time; and (b) hunters must leave the area immediately if an alarm is sounded to warn of radiological hazard from the AEC Plant.

Ridgefield National Wildlife Refuge, Post Office Box 476, Ridgefield, Wash. 98642.

Special conditions. (1) Hunting for pheasants and rabbits only in conjunction with waterfowl hunting will be permitted. The restriction on shooting from blinds only will apply. The hunting season for rabbits will end January 21, 1968.

(2) Hunting will be restricted to Sundays, Wednesdays, and Saturdays, November 23, 1967, and January 1, 1968.

(3) A Federal permit is required to enter the public hunting area.

(4) Dogs may be used for retrieving only.

Toppenish National Wildlife Refuge, Post Office Box 271, Toppenish, Wash. 98948.

Special conditions. Hunting season on rabbits will end January 21, 1968.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 21, 1968.

PAUL T. QUICK,
Regional Director, Bureau of
Sport Fisheries and Wildlife.

OCTOBER 11, 1967.

[F.R. Doc. 67-12371; Filed, Oct. 18, 1967;
8:48 a.m.]

PART 32—HUNTING

Cape Romain National Wildlife Refuge, S.C.

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

SOUTH CAROLINA

CAPE ROMAIN NATIONAL WILDLIFE REFUGE

Public hunting of big game on the Bulls Island unit of the Cape Romain National Wildlife Refuge, McClellanville, S.C., is permitted only on the area designated by signs as open to hunting. This open area, comprising 2,495 acres, is delineated on maps available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga. 30323. Hunting shall be in accordance with all applicable State regulations governing the hunting of white-tail deer except the following special conditions:

Hunt Number 1.

(1) The open season for hunting white-tail deer (either sex) on the refuge is December 1, 1967, through noon, December 9, 1967, except Sunday. Daylight hours only.

(2) Bows with minimum recognized pull of 45 pounds and arrows with minimum blade width of seven-eighths ($\frac{7}{8}$ "') inch will be required for deer. Firearms, crossbows, or any type of mechanical bow prohibited.

(3) Stand hunting only is permitted on the area north of the beach road from sunrise to 8:30 a.m. and from 3:30 p.m. until sunset. Stalk hunting is permitted between the hours of 8:30 a.m. until 3:30 p.m. on this area. Stalk hunting is permitted at all times on the area south of the beach road.

(4) One dog per hunting party may be used to track down wounded game only. Dogs must be on leash at all times.

(5) Hunters must check in with refuge personnel upon arrival and check out upon departure from Bulls Island.

(6) Hunters under 18 must be accompanied by an adult.

(7) Camping is permitted November 29, 1967, to December 10, 1967, in the

designated camping areas only, and all fires must be confined to that area.

(8) Permits are required and may be obtained at the refuge office on Bulls Island.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 9, 1967.

Hunt Number 2.

(1) Species permitted to be taken: White-tailed deer (either sex).

(2) Open season: December 11-13 and 14-16, 1967. Daylight hours only.

(3) Daily and season bag limit: One deer of either sex.

(4) Weapons: Shotgun only.

(5) Still hunting only is permitted.

(6) Dogs: One dog per hunting party may be used to track wounded game. Dogs must be on a leash at all times.

(7) Camping is permitted by hunters at the designated camping area only, December 10-17, 1967, and all fires must be confined to this area.

(8) Hunters must check in with refuge personnel upon arrival and check out upon departure from Bulls Island.

(9) Individuals under 16 years of age are not permitted to attend this hunt.

(10) A Federal permit is required to enter the public hunting area. Only 40 permits will be issued for each of the 3-day hunts. Hunters must apply in writing to the Refuge Manager, Cape Romain National Wildlife Refuge. Applications will be received until 2 p.m., November 13, 1967. Selection of hunters will be by public drawing at 3 p.m., November 13, 1967.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 16, 1967.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

SOUTH CAROLINA

CAPE ROMAIN NATIONAL WILDLIFE REFUGE

Public hunting of squirrels, raccoons, and wild turkey gobblers on the Bulls

Island Unit of the Cape Romain National Wildlife Refuge, McClellanville, S.C., is permitted only on the area designated by signs as open to hunting. This open area, comprising 2,495 acres, is delineated on maps available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga. 30323. Hunting shall be in accordance with all applicable State regulations governing the hunting of squirrels, raccoons, and wild turkey gobblers except the following special conditions:

(1) The open season for hunting squirrels and raccoons is December 1 through noon December 9, 1967. Daylight hours only.

(2) Bow and arrows permitted. Firearms, crossbows, or any type mechanical bow prohibited.

(3) Stand hunting only is permitted on the area north of the beach road from sunrise to 8:30 a.m. and from 3:30 p.m. until sunset. Stalk hunting is permitted between the hours of 8:30 a.m. until 3:30 p.m. on this area. Stalk hunting is permitted at all times on the area south of the beach road.

(4) One dog per hunting party may be used to track down wounded game only. Dogs must be on a leash at all times.

(5) Hunters must check in with refuge personnel upon arrival and check out upon departure from Bulls Island.

(6) Hunters under 18 must be accompanied by an adult.

(7) Camping is permitted November 29, 1967, to December 10, 1967, in the designated camping area only, and all fires must be confined to that area. Permits are required and may be obtained at the refuge office on Bulls Island.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective to December 10, 1967.

WALTER A. GRESH,
Regional Director, Bureau of
Sport Fisheries and Wildlife.

OCTOBER 10, 1967.

[F.R. Doc. 67-12370; Filed, Oct. 18, 1967; 8:48 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 947]

IRISH POTATOES GROWN IN CALIFORNIA AND OREGON

Notice of Proposed Expenses and Rate of Assessment

Consideration is being given to the approval of proposed expenses and a proposed rate of assessment as hereinafter set forth which were recommended by the Oregon-California Potato Committee, established pursuant to Marketing Agreement No. 114, as amended, and Order No. 947, as amended (7 CFR Part 947).

This marketing order program regulates the handling of Irish potatoes grown in Modoc and Siskiyou Counties in California and in all counties in Oregon, except Malheur County, and is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

All persons who desire to submit written data, views, or arguments in connection with these proposals may file the same in quadruplicate with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 15th day after publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)). The proposals are as follows:

(a) The reasonable expenses that are likely to be incurred during the fiscal period beginning July 1, 1967, and ending June 30, 1968, by the Oregon-California Potato Committee for its maintenance and functioning, and for such purposes as the Secretary determines to be appropriate, will amount to \$23,450.

(b) The rate of assessment to be paid by each handler in accordance with the Marketing Agreement and this part shall be three-tenths of 1 cent (\$0.003) per hundredweight of potatoes handled by him as the first handler thereof during said fiscal period.

(c) Unexpended income in excess of expenses for the fiscal period ending June 30, 1968, may be carried over as a reserve.

(d) Terms used in this section have the same meaning as when used in the said marketing agreement and this part. (Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: October 13, 1967.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-12367; Filed, Oct. 18, 1967; 8:47 a.m.]

[7 CFR Parts 911, 915]

[Docket Nos. AO-267-A3, AO-254-A4]

LIMES AND AVOCADOS GROWN IN FLORIDA

Notice of Recommended Decision and Opportunity To File Written Exceptions With Respect to Proposed Further Amendment of the Marketing Agreements and Orders

Pursuant to the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of this recommended decision with respect to the proposed further amendment of the respective marketing agreements and orders (7 CFR Parts 911 and 915), hereinafter referred to collectively as the "orders" regulating, respectively, the handling of limes grown in Florida and avocados grown in south Florida, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), hereinafter referred to as the "act." Interested persons may file written exceptions to this recommended decision with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the close of business of the 20th day after publication thereof in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate. All such communications will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Preliminary statement. The public hearing, on the record of which the proposed amendment of the orders are formulated, was initiated by the Consumer and Marketing Service as a result of proposals submitted by the Florida Lime Administrative Committee and the Avocado Administrative Committee (established pursuant to the respective marketing agreement and order). A notice that such public hearing would be held on June 20, 1967, in the Conference Room, Subtropical Experiment Station, Waldin Drive, Homestead, Fla., was published in the FEDERAL REGISTER on May 26 and 30, 1967 (32 F.R. 7715, 7858).

Material issues. The material issues presented on the record of the hearing were concerned with amending the orders to:

(1) Provide that under specified circumstances and upon designation by the respective committee chairmen, alternate members may substitute for absent members other than the members for whom they are alternates;

(2) Change the limitation on the rate of assessment;

(3) Raise the limit on the amount that may be carried in the financial reserve from 1 fiscal year's expenses to an amount equal to approximately 2 fiscal years' expenses; expand the authority for use of funds in the reserve; delete the requirement for refund of excess assessment funds upon request; and require persons who cease being committee members to account for committee property and funds;

(4) Expand the authority for marketing research and development to include paid advertising;

(5) Provide authority for issuance of "shipping holidays" (total limitation of shipments) during a specified number of periods, and for limiting the minimum-quantities exemption to persons with nine or less trees, and require that cull fruit shall be rendered unfit for distribution as fresh fruit; and

(6) Make conforming changes.

Findings and conclusions. The following findings and conclusions on the material issues are based upon the evidence adduced at the hearing and the record thereof:

(1) The orders should be amended as hereinafter set forth to provide that in the event both a committee member and his alternate from a particular district are unable to attend a committee meeting, the respective committee chairmen may designate any grower alternate member from that district who is present and who is not representing a member to serve for such absent grower member and, likewise, any handler alternate member present from a particular district who is not representing a member may be so designated to serve for an absent handler member from the same district, and further that grower or handler alternate members from either district may be so designated to serve for absent grower or handler members, respectively, from the other district if such is necessary to obtain a quorum.

The consideration of industry matters by the committee under each order generally is at open meetings. Attendance by all interested persons is invited. Expression of views by those present is encouraged. The committee, of course, has the responsibility of formulating recommendations or making decisions as to authorized courses of action irrespective of whether or not there is attendance by persons other than those on the committee. However, on many matters it is desirable to have the widest possible expression of views from growers and handlers. The evidence presented at the hearing indicates that attendance of alternates is particularly desirable and that attendance of alternates at committee meetings would be encouraged if the committee chairmen were authorized to designate an alternate member who is present (and not already representing an absent member) to represent an absent member whose alternate is also absent.

The evidence further indicates, however, that the grower and handler composition of the committee should be preserved. Hence, only grower alternates should be designated to serve in grower member positions, and only handler alternates to serve in handler member positions. Insofar as possible, each district should be represented at meetings and it is desirable that the committee always be in a position to take action. Therefore, if necessary to secure a quorum, provision should be made for the designation of alternate members from one district to serve for absentee members from the other district. Persons on the committees, including alternates, generally are familiar with conditions in both districts, hence it is anticipated that, should an alternate from one district be designated to represent a member from the other district, he could do so.

(2) The orders should be amended to provide for an increase in the maximum permissible assessment rate. Currently such rate under each order is limited to 10 cents per bushel. It is anticipated that a rate in excess of the maximum currently permitted will be necessary if the expanded authority for marketing research and development desired by the industries is to be implemented under the orders. Such authority would include authorization for the committees, with approval of the Secretary, to engage in paid advertising programs. Adequate financing is essential for effective promotional programs, and the order should provide for the levying of an assessment designed to secure sufficient funds to support such programs as may be approved.

The proposal in the notice of hearing was to eliminate from the orders the current limit on assessment rates. Such proposal was supported at the hearing. However, other witnesses presented evidence showing that the authorization of a limit (not in excess of 25 cents per bushel) would be adequate to provide for order administration and for the implementation of any promotional programs contemplated by the industries in the near future. Moreover, the record shows that the industries desired assurance that the rate would not be set in excess of 25 cents. It is therefore concluded that the orders should be amended, as hereinafter set forth, to authorize the fixing of an assessment rate not in excess of 25 cents per bushel.

Annual assessment rates should, of course, continue to be recommended by the respective committees for consideration by the Secretary. The level of any such rate, not in excess of 25 cents per bushel, should be carefully considered in the light of budgetary needs for the effective conduct of operations as provided in the orders.

(3) Each order should be amended, as hereinafter set forth, to provide for an increase in the amount of funds that may be carried forward in the financial reserve, to authorize the use of such funds for any approved operating expenses, and to provide for operating the reserve in such manner as to avoid

refunding of excess assessments by adjustment of the rate of assessment.

The maximum amount now authorized to be carried forward in the operating reserve under each order is an amount equal to approximately 1 fiscal year's expenses. For the most part, the use of such funds is restricted to seasons when there is a crop failure or when any or all provisions of the order are suspended. The evidence of record indicates that the reserve limit should be raised to an amount equal to approximately 2 fiscal years' expenses, and that removal of the restriction on the use of such funds would facilitate more efficient conduct of financial operations under the orders. The provision of a reserve at the level indicated is desirable to assure sufficient operating funds during periods when the industry is recovering from the effect of a hurricane or similar catastrophe. Such recovery may require more than one season and such provision would assure the operation of the program during such period either by providing funds entirely from the reserve or funds to supplement a reduced income from assessments during such period. However, the principal need for such increased reserve is to facilitate the implementation of advertising under the orders in line with authority proposed to be added through amendatory action. Considerable expense often is involved in promotional planning previous to the time assessment income is available in the current season. Moreover, arrangements for promotional materials must be made well in advance of the time they will be used to provide for printing and distribution of such materials. Adequate and timely financing is essential and a reserve in the increased amount would help assure this. The committee should, in the event of a crop reduction when an advertising program is being undertaken, review the need for such activities and terminate any unnecessary promotional activities. However, it is anticipated that certain obligations may already have been incurred in such circumstances which would have to be met, and the reserve should be available for this purpose. Therefore, the authorization to use reserve funds to meet any approved expenses is essential. Such authorization would provide the needed flexibility for more efficient financial operations.

There was extensive testimony to the effect that may growers consider that they pay assessment costs indirectly through downward adjustment of the prices paid for fruit by handlers and that handlers, therefore, should not receive any refunds because such refunds would become, in essence, an unearned bonus to them if the refunds do not reach the growers. Such testimony also suggested a possibility that future surplus assessment funds might far exceed the amount of such funds in the past and the transfer to handlers of relatively large amounts of such surpluses would be effected, by way of refunds, unless the current limits on the size of the monetary reserves are raised and refunds of assessment funds are eliminated from the orders. It was

therefore urged at the hearing that a provision to preclude the refund of surplus assessment funds to handlers should be incorporated as a modification of the proposed amendments to the orders as contained in the notice of hearing. Accordingly, the orders should be amended as hereinafter set forth.

The provisions of paragraph (c), hereinafter set forth and recommended to be added to § 911.42 *Accounting* and § 915.42 *Accounting*, are largely self-explanatory. According to the hearing record, whenever any person ceases to be a member or alternate member of either committee, he should be required to account for all funds, property, and other committee assets for which he is responsible and to deliver such funds, property, and other assets to such successor as the Secretary may designate. Such person should also be required to execute assignments and such other instruments which may be appropriate to vest in the successor the right to all such funds and property and all claims vested in such person. This is a matter of good business practice and should be incorporated into the orders.

(4) The orders should be amended, as hereinafter set forth, to expand the committees' authority with respect to marketing research and development projects so as to authorize any form of marketing promotion including paid advertising. At present, §§ 911.45 and 915.45 provide that expenses of marketing research and development projects shall be paid from funds collected pursuant to the orders. The act authorizes such expanded activities and provides that the expenses thereof be paid from assessment funds.

There was substantial testimony outlining the existing situation relative to patterns and methods of distributing the subject fruits. Examples of competing commodities and their promotional activities were cited for comparison and possible emulation. In light of such comparison, the need for advertising—particularly to influence consumers' buying and consumption of avocados and limes—was emphasized. Testimony also cited the need to ascertain the identity of lime and avocado markets (consumers) as a class. The problem of determining an appropriate length, cost and scope of particular advertising programs was also noted. It was pointed out that advertising in the form of relatively small "pilot projects" could, in itself, constitute research into the possible type and size of future advertising endeavors. It was suggested that cooperative advertising programs (with the manufacturers or distributors of other products) would be a desirable and economical possibility in any future advertising projects. In view of the fact that from two to three million tourists visit south Florida each year, both the need and the opportunity for local promotion of limes and avocados was expressed. Lastly, it was mentioned that the use of certain college marketing personnel and facilities has been offered and should be accepted as an economical means of gaining expert assistance in advertising and promotion.

In view of the obvious interrelationship between advertising expenditures and the assessment rates and monetary reserves, it is apparent that the extent of any advertising would be limited by the size of the proposed assessment rate (25 cents per bushel). The record shows that the majority favored the authorization of interrelated programs of advertising, promotion, and market research, as outlined heretofore. On the basis of a maximum assessment rate of 25 cents per bushel, and considering the areas and segments of the total marketing effort that need to be explored and developed to increase product demand, there was a strong consensus of agreement with the advertising proposal.

As a basis for recommending approval by the Secretary of marketing promotion projects, including paid advertising, a committee should give consideration to the following appropriate factors along with any other factors it deems pertinent: (1) The expected supply of the commodity covered by the order and the market requirements therefor, (2) the supply and quality of competing fruits, and (3) the need for any research relating to marketing development activity. The initiation or continuation of proposed marketing research and development activities by the committees in any fiscal year should be submitted to the Secretary in the form of a project. The details of such project should include committee recommendations relative to the amount of funds that would be required and its relationship to the total committee budget, the assessment rate to cover said budget, the use, if any, of reserve funds to supplement assessment funds, and details of all proposed marketing research, promotion, and advertising activities. This should furnish the Secretary adequate information concerning the desirability of proposed projects and approval thereof.

At the conclusion of each season during which a committee has engaged in an advertising or promotion project, it should make an appraisal of any such project and prepare a summary report of the status and accomplishments to its members and to the Secretary. Such reports should be of assistance to the committees in making plans or preparations for the continuation of such projects.

In establishing and refining their objectives, the committees should be authorized to consult not only with those persons who are familiar with the marketing of the respective fruits but also those who have knowledge and experience in promotional research and in the conduct of promotional and advertising programs so that they may conduct their programs and projects in the most advantageous manner possible. The committees should be authorized to conduct promotional and advertising activities directly or, if deemed advantageous, to contract with or otherwise utilize other agencies or persons for the conduct of such activities. The committees should, of course, supervise the performance of any person or agency so utilized so as to assure that the work performed is in accord with the plans of the committee involved.

(5) It was proposed in the notice of hearing that the regulatory provisions of the orders be amended so as to authorize a maximum of five periods of total restrictions on shipments ("shipping holidays") during each fiscal year. Such periods could not exceed 7 days' duration and there would be at least 7 days intervening between such periods. The evidence presented on this proposal was inconclusive. While supporting evidence indicated that authority for such restrictions might be beneficial under certain circumstances, the details as to such circumstances and the manner in which the authority would be applied were inadequate. There was considerable testimony in opposition to this proposal based mainly on the allegation that enforced suspension of handlers' packing and shipping operations would, in turn, disrupt the grove harvesting operations to such an extent that orderly harvesting and the steady employment of harvesting personnel would be impossible during such aggregate periods as to be unduly burdensome to the industries. Considerable doubt was also expressed as to the efficacy of such an approach to controlling shipments to depressed markets because unusually heavy shipments might be made in the knowledge or anticipation of a "shipping holiday" or heavy shipments following such a period might overcompensate for the temporarily restricted supply to the net effect of producing another, albeit later, oversupply. An alternate method of regulation involving allocation of shipments was suggested but no sound and complete basis for such allocation was presented.

It is therefore concluded that no change in the regulatory provisions of the orders is warranted, based upon the evidence presented.

It was proposed in the notice of hearing that the orders be amended to authorize limiting the minimum-quantities exemption, effective under each order, to fruit produced by growers having nine trees or less. The evidence of record indicates that such a limitation would be unduly restrictive and would complicate administration of the orders. The authorization of a minimum-quantities exemption with adequate safeguards would be a superior method for establishing such controls. The present provisions of the orders (§§ 911.56 and 915.55) contain sufficient authority to deal with the problem. It is therefore concluded that no amendment to restrict the authority of the minimum-quantities exemption is needed.

It was proposed in the notice of hearing that the orders be amended to provide that each of the administrative committees could establish such rules, regulations, and safeguards as it might deem necessary to assure that culls would be mutilated or otherwise handled in a manner that would preclude their entrance into regulated marketing channels. The evidence of record does not support the adoption of this proposal. The alleged problem of sale of cull fruit by handlers was the basis for the proposed amendment, according to the tes-

timony. It was shown that the control of the sale of cull fruit is a matter affecting avocados more than limes because so-called "cull" limes are often usable by the processing (juice) outlets. In substance, the evidence supporting the proposal would require handlers to submit reports documenting the disposal of cull fruit. Such requirement can presently be established pursuant to the "Reports" provisions of each order (§§ 911.60 and 915.60).

Ruling on proposed findings and conclusions. July 14, 1967, was fixed as the latest date for the filing of briefs with respect to the facts presented in evidence at the hearing and on findings and conclusions which should be drawn therefrom. No brief was filed.

General findings. (a) The said marketing agreements and orders, as hereby proposed to be further amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(b) The said marketing agreements and orders, as hereby proposed to be further amended, regulate the handling of lines and avocados, respectively, grown in the designated production areas in the same manner as, and are applicable only to persons in the respective classes of industrial or commercial activity specified in, proposed marketing agreements upon which hearings have been held;

(c) The said marketing agreements and orders, as hereby proposed to be further amended, are limited in their applications to the smallest regional production areas that are practicable, consistently with carrying out the declared policy of the act, and the issuance of several marketing agreements and orders applicable to subdivisions of such production areas would not effectively carry out the declared policy of the act;

(d) There are no differences in the production and marketing of limes grown in the production area covered by the marketing agreement and order, as hereby proposed to be further amended, that make necessary different terms and provisions applicable to different parts of such area;

(e) The marketing agreement and order, as hereby proposed to be further amended, prescribes, so far as practicable, such different terms applicable to different parts of the production area covered thereby as are necessary to give due recognition to the differences in production and marketing of the avocados covered thereby; and

(f) All handling of limes and avocados, grown in the production areas covered thereby, are in the current of interstate or foreign commerce or directly burdens, obstructs, or affects such commerce.

Recommended further amendment of the marketing agreements and orders. The following amendment of the amended marketing agreements and orders are recommended as the detailed means by which the aforesaid conclusions may be carried out:

PART 911—LIMES GROWN IN FLORIDA

1. Amend § 911.27 by adding a final sentence to read as follows:

§ 911.27 Alternate members.

* * * In the event both a member and his alternate are unable to attend a committee meeting, the chairman may designate any grower alternate member from the same district who is present, but not serving for any grower member, to serve in such absent grower member's place and stead and any handler alternate member from the same district who is present, but not serving for any handler member, to serve in such absent handler member's place and stead: *Provided*, That grower alternate members or handler alternate members from either district of the production area may be designated to serve for absent grower or handler members, respectively, from the other district only if such designation is necessary to obtain a quorum.

2. Amend § 911.41 to read as follows:

§ 911.41 Assessments.

(b) The Secretary shall fix the rate of assessment to be paid by each such person. At any time during or after the fiscal year, the Secretary may increase the rate of assessment in order to secure sufficient funds to cover any finding by the Secretary relative to the expenses which may be incurred: *Provided*, That, in no case shall the rate of assessment exceed 25 cents per bushel, or equivalent quantity, of limes. Such increase shall be applied to all limes handled during the applicable fiscal year. In order to provide funds for the administration of the provisions of this part, the committee may accept the payment of assessments in advance.

3. Amend § 911.42 to read as follows:

§ 911.42 Accounting.

(a) If, at the end of a fiscal year, the assessments collected are in excess of expenses incurred, such excess shall be accounted for as follows:

(1) Except as provided in subparagraphs (2) and (3) of this paragraph, each person who has paid assessments in excess of his pro rata share of the expenses during any fiscal year shall be credited with such excess against the pro rata expenses of the following year: *Provided*, That any sum paid by a person in excess of his pro rata share of the expenses during any fiscal year may be applied by the committee at the end of such fiscal year to any outstanding obligations due the committee from such person.

(2) The committee, with the approval of the Secretary, may establish and maintain during one or more fiscal years an operating monetary reserve, consisting of all or any portion of such excess funds, in an amount not to exceed approximately 2 fiscal years' operational expenses. Upon approval by the Secretary, funds in such reserve shall be available for use by the committee for all

expenses authorized pursuant to the applicable provisions of this part.

(3) Upon termination of this part, any funds not required to defray the necessary expenses of liquidation shall be disposed of in such manner as the Secretary may determine to be appropriate: *Provided*, That to the extent practical, such funds will be returned pro rata to the persons from whom such funds were collected.

(b) All funds received by the committee pursuant to the provisions of this part shall be used solely for the purposes specified in this part and shall be accounted for in the manner provided in this part. The Secretary may at any time require the committee and its members to account for all receipts and disbursements.

(c) Upon the removal or expiration of the term of office of any member of the committee, such member shall account for all receipts and disbursements and deliver all property and funds in his possession to his successor in office and shall execute such assignments and other instruments as may be necessary or appropriate to vest in such successor full title to all of the property, funds, and claims vested in such member pursuant to this part.

4. Amend § 911.45 to read as follows:

§ 911.45 Marketing research and development.

(a) The committee may, with the approval of the Secretary, establish or provide for the establishment of marketing research and development projects designed to assist, improve, or promote the marketing, distribution, and consumption of limes. Such projects may include any form of marketing promotion including paid advertising. The expenses of such projects shall be paid from funds collected pursuant to the applicable provisions of this part.

(b) In recommending projects pursuant to this section, the committee shall give consideration to the following factors:

(1) The expected supply of fruit covered by this part in relation to market requirements;

(2) The supply situation among competing areas and commodities; and

(3) The need for marketing research with respect to any marketing development activity.

(c) If the committee should conclude that marketing research and development projects should be undertaken or continued pursuant to this section in any fiscal year, it shall submit the following, as applicable for the approval of the Secretary:

(1) Its recommendation as to funds to be obtained pursuant to the applicable provisions of this part and the rate of assessment required to obtain such funds;

(2) Its recommendation as to any marketing research projects; and

(3) Its recommendation as to promotion activity and paid advertising.

(d) The committee shall submit to the Secretary annual reports summarizing the operations and accomplishments of such marketing research and development projects.

PART 915—AVOCADOS GROWN IN SOUTH FLORIDA

1. Amend § 915.27 by adding a final sentence to read as follows:

§ 915.27 Alternate members.

* * * In the event both a member and his alternate are unable to attend a committee meeting, the chairman may designate any grower alternate member from the same district who is present, but not serving for any grower member, to serve in such absent grower member's place and stead and any handler alternate member from the same district who is present, but not serving for any handler member, to serve in such absent handler member's place and stead: *Provided*, That grower alternate members or handler alternate members from either district of the production area may be designated to serve for absent grower or handler members, respectively, from the other district only if such designation is necessary to obtain a quorum.

2. Amend § 915.41 to read as follows:

§ 915.41 Assessments.

(b) The Secretary shall fix the rate of assessment to be paid by each such person. At any time during or after the fiscal year, the Secretary may increase the rate of assessment in order to secure sufficient funds to cover any finding by the Secretary relative to the expenses which may be incurred: *Provided*, That, in no case shall the rate of assessment exceed 25 cents per bushel, or equivalent quantity, of avocados. Such increase shall be applied to all avocados handled during the applicable fiscal year. In order to provide funds for the administration of the provisions of this part, the committee may accept the payment of assessments in advance.

3. Amend § 915.42 to read as follows:

§ 915.42 Accounting.

(a) If, at the end of a fiscal year, the assessments collected are in excess of expenses incurred, such excess shall be accounted for as follows:

(1) Except as provided in subparagraphs (2) and (3) of this paragraph, each person who has paid assessments in excess of his pro rata share of the expenses during any fiscal year shall be credited with such excess against the pro rata expenses of the following year: *Provided*, That any sum paid by a person in excess of his pro rata share of the expenses during any fiscal year may be applied by the committee at the end of such fiscal year to any outstanding obligations due the committee from such person.

(2) The committee, with the approval of the Secretary, may establish and maintain during one or more fiscal years an operating monetary reserve, consisting of all or any portion of such excess

PROPOSED RULE MAKING

funds, in an amount not to exceed approximately 2 fiscal years' operational expenses. Upon approval by the Secretary, funds in such reserve shall be available for use by the committee for all expenses authorized pursuant to the applicable provisions of this part.

(3) Upon termination of this part, any funds not required to defray the necessary expenses of liquidation shall be disposed of in such manner as the Secretary may determine to be appropriate: *Provided*, That to the extent practical, such funds will be returned pro rata to the persons from whom such funds were collected.

(b) All funds received by the committee pursuant to the provisions of this part shall be used solely for the purposes specified in this part and shall be accounted for in the manner provided in this part. The Secretary may at any time require the committee and its members to account for all receipts and disbursements.

(c) Upon the removal or expiration of the term of office of any member of the committee, such member shall account for all receipts and disbursements and deliver all property and funds in his possession to his successor in office and shall execute such assignments and other instruments as may be necessary or appropriate to vest in such successor full title to all of the property, funds, and claims vested in such member pursuant to this part.

4. Amend § 915.45 to read as follows:

§ 915.45 Marketing research and development.

(a) The committee may, with the approval of the Secretary, establish or provide for the establishment of marketing research and development projects designed to assist, improve, or promote the marketing, distribution, and consumption of avocados. Such projects may include any form of marketing promotion including paid advertising. The expenses of such projects shall be paid from funds collected pursuant to the applicable provisions of this part.

(b) In recommending projects pursuant to this section, the committee shall give consideration to the following factors:

(1) The expected supply of fruit covered by this part in relation to market requirements;

(2) The supply situation among competing areas and commodities; and

(3) The need for marketing research with respect to any marketing development activity.

(c) If the committee should conclude that marketing research and development projects should be undertaken or continued pursuant to this section in any fiscal year, it shall submit the following, as applicable for the approval of the Secretary:

(1) Its recommendation as to funds to be obtained pursuant to the applicable provisions of this part and the rate of assessment required to obtain such funds;

(2) Its recommendation as to any marketing research projects; and

(3) Its recommendation as to promotional activity and paid advertising.

(d) The committee shall submit to the Secretary annual reports summarizing the operations and accomplishments of such marketing research and development projects.

Dated: October 16, 1967.

JOHN C. BLUM,
Acting Deputy Administrator,
Regulatory Programs.

[F.R. Doc. 67-12391; Filed, Oct. 18, 1967;
8:50 a.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace-Docket No. 67-WE-64]

CONTROL ZONE

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Yakima, Wash., control zone.

Interested persons may participate in the proposed rule-making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 90007, Airport Station, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the office of the Regional Counsel, Federal Aviation Administration, 5651 West Manchester Avenue, Los Angeles, Calif. 90045.

In the interest of expediting the AL-465-VOR-1 approach to Yakima Airport, the FAA is proposing certain modifications to the procedure, particularly, lowering the crossing altitude at the final approach fix to 2,700 feet MSL. If the procedure is modified as outlined above, an additional control zone extension will be required to protect aircraft executing that portion of the approach below 1,000 feet above ground level.

In consideration of the foregoing, the FAA proposes the following airspace action:

In § 71.171 (32 F.R. 2808) the Yakima, Wash., control zone is amended to read as follows:

YAKIMA, WASH.

Within a 5-mile radius of the Yakima Municipal Airport (latitude 46°33'56" N., longitude 120°32'25" W.), and within 2 miles each side of the Yakima ILS localizer east course extending from the 5-mile radius zone to 4.5 miles east of the LOM.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958, as amended (72 Stat. 749; 49 U.S.C. 1348).

Issued in Los Angeles, Calif., on October 9, 1967.

LEE E. WARREN,
Acting Director, Western Region.

[F.R. Doc. 67-12359; Filed, Oct. 18, 1967;
8:47 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 67-SO-99]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Charlotte, N.C., transition area.

Interested persons may submit written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Area Manager, Atlanta Area Office, Attention: Chief, Air Traffic Branch, Federal Aviation Administration, Post Office Box 20636, Atlanta, Ga. 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Branch. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The Charlotte transition area described in § 71.181 (32 F.R. 2148 and 3049) would be altered by redesignating the 700-foot portion as:

That airspace extending upward from 700 feet above the surface within an 8-mile radius of Douglas Airport (lat. 35°12'58" N., long. 80°56'22" W.); within a 6-mile radius of Propst Airport; within 2 miles each side of the Charlotte VORTAC 003° radial, extending from the 8-mile radius area to 14 miles north of the VORTAC; within 2 miles each side of the Fort Mill, S.C., VORTAC 005° radial, extending from the 8-mile radius area to 33 miles north of the VORTAC; within 2 miles each side of the Fort Mill VORTAC 011° radial, extending from the 8-mile radius area to the VORTAC; within 2 miles each side of the Charlotte VORTAC 059° radial,

extending from the 8-mile radius area to the Propst Airport 6-mile radius area; within 2 miles each side of the Charlotte 171° radial, extending from the 8-mile radius area to 14 miles south of the VORTAC; within 2 miles each side of the Charlotte 223° radial, extending from the 8-mile radius area to 14 miles southwest of the VORTAC;

The proposed alteration of the Charlotte 700-foot transition area by designating a 6-mile radius area of Propst Airport and extending the length of the extension predicated on the Charlotte VORTAC 058° radial is required for the protection of IFR operations at Propst Airport, Concord, N.C. A prescribed instrument approach procedure to Propst Airport, utilizing the Charlotte VORTAC, is proposed in conjunction with the alteration of this transition area.

The official docket will be available for examination by interested persons at the Southern Regional Office, Federal Aviation Administration, Room 724, 3400 Whipple Street, East Point, Ga.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348 (a)).

Issued in East Point, Ga., on October 9, 1967.

JAMES G. ROGERS,
Director, Southern Region.

[F.R. Doc. 67-12360; Filed, Oct. 18, 1967; 8:47 a.m.]

[14 CFR Parts 71, 75]

[Airspace Docket No. 67-AL-17]

FEDERAL AIRWAY, JET ROUTES, AND REPORTING POINTS

Proposed Extension, Revocation, and Designations

The Federal Aviation Administration is considering amendments to Part 71 and Part 75 of the Federal Aviation Reg-

ulations that would extend VOR Federal airway No. 456 from Anchorage, Alaska, to Northway, Alaska; revoke Jet Route No. 124 from Dillingham, Alaska, to Northway; designate a new jet route from Dillingham, Alaska, to Burwash Landing, Yukon Territory, Canada; and designate the Gulkana, Alaska, VOR as a high and low altitude reporting point.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Alaskan Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, Alaska 99501. All communications received within 45 days after publication of this notice in the Federal Register will be considered before action is taken on the amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. An informal docket also will be available for examination at the Office of the Regional Air Traffic Division Chief.

The Federal Aviation Administration is considering the commissioning of a VOR in the vicinity of Gulkana at lat. 62°-09'15" N., long. 145°26'43" W. Associated with the commissioning of this navigational aid the following airspace actions are proposed:

1. Extend V-456 from Anchorage via Big Lake, Alaska; Gulkana; to Northway.
2. Designate a jet route from Dillingham via Anchorage; Big Lake; Gulkana;

to Burwash Landing radio range, excluding the portion within Canada.

3. Revoke Jet Route No. 124 from Dillingham to Northway.

4. Designate the Gulkana VOR as a high and low altitude reporting point.

The extension of V-456 would provide a VOR route for air traffic operating between Anchorage and Northway. The designation of the jet route between Dillingham and Burwash Landing would provide a replacement route for J-124 and would shorten the en route mileage for high altitude traffic operating between Anchorage and Whitehorse, Yukon Territory, Canada.

These amendments are proposed under section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C., on October 11, 1967.

H. B. HELSTROM,
Chief, Airspace and Air
Traffic Rules Division.

[F.R. Doc. 67-12361; Filed, Oct. 18, 1967; 8:47 a.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Parts 91, 121]

[Docket No. 8463, Notice 67-45]

SPECIAL VFR WEATHER MINIMUMS

Notice of Proposed Rule Making

Correction

In F.R. Doc. 67-12233, appearing at page 14334 of the issue for Tuesday, October 17, 1967, the heading reading "Safe Altitudes" is corrected to read "Notice of Proposed Rule Making".

Notices

DEPARTMENT OF STATE

Agency for International Development GENERAL ADVISORY COMMITTEE ON FOREIGN ASSISTANCE PROGRAMS

Appointment of Additional Members

The following additional members have been appointed to serve on the General Advisory Committee on Foreign Assistance Programs which was established by the President on March 26, 1965.

Dr. Theodore M. Hesburgh, President, University of Notre Dame, Notre Dame, Ind. 46556.

Mr. Rudolph A. Peterson, President, Bank of America, 300 Montgomery Street, San Francisco, Calif. 94109.

Dr. Frank Stanton, President, Columbia Broadcasting System, 51 West 52d Street, New York, N.Y. 10019.

H. REX LEE,
*Assistant Administrator
for Administration.*

OCTOBER 11, 1967.

[F.R. Doc. 67-12354; Filed, Oct. 18, 1967;
8:46 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Utah 0146681]

UTAH

Notice of Classification

OCTOBER 13, 1967.

Pursuant to section 2 of the Act of September 19, 1964 (43 U.S.C. 1412), the lands described below are hereby classified for disposal through exchange under section 8 of the Taylor Grazing Act (43 U.S.C. 315g), for private lands within the same vicinity.

The lands affected by this classification are located in Juab County and are described as follows:

SALT LAKE MERIDIAN

T. 15 S., R. 2 W.,
Sec. 19, $S\frac{1}{2}SE\frac{1}{4}$;
Sec. 20, $S\frac{1}{2}N\frac{1}{2}$, and $S\frac{1}{2}$;
Sec. 21, $S\frac{1}{2}NW\frac{1}{4}$, and $SW\frac{1}{4}$;
Sec. 28, $SW\frac{1}{4}NE\frac{1}{4}$, $SW\frac{1}{4}$, $S\frac{1}{2}SE\frac{1}{4}$, and
 $NW\frac{1}{4}SE\frac{1}{4}$;
Sec. 29, $S\frac{1}{2}$;
Sec. 30, $SE\frac{1}{4}$;
Sec. 32, $E\frac{1}{2}$;
Sec. 33, $NE\frac{1}{4}$.
T. 15 S., R. 3 W.,
Sec. 13, $SW\frac{1}{4}SW\frac{1}{4}$;
Sec. 14, $S\frac{1}{2}SE\frac{1}{4}$;
Sec. 22, $SE\frac{1}{4}SE\frac{1}{4}$;
Sec. 23, $NE\frac{1}{4}$, and $N\frac{1}{2}SE\frac{1}{4}$;
Sec. 26, $NE\frac{1}{4}$, $E\frac{1}{2}NW\frac{1}{4}$, and $NW\frac{1}{4}NW\frac{1}{4}$;
Sec. 27, $NE\frac{1}{4}NE\frac{1}{4}$.

T. 16 S., R. 2 W.,
Sec. 21, $NE\frac{1}{4}SW\frac{1}{4}$;
Sec. 22, $NW\frac{1}{4}SW\frac{1}{4}$;
Sec. 27, $NW\frac{1}{4}SW\frac{1}{4}$, and $SW\frac{1}{4}NW\frac{1}{4}$;
Sec. 34, $SE\frac{1}{4}NE\frac{1}{4}$, and $NE\frac{1}{4}SE\frac{1}{4}$;
Sec. 35, $SW\frac{1}{4}NW\frac{1}{4}$, and $NW\frac{1}{4}SW\frac{1}{4}$.

The areas described aggregate 3,120 acres.

For a period of 30 days, interested parties may submit comments to the Secretary of the Interior, LLM, 721, Washington, D.C. 20240.

R. D. NIELSON,
State Director.

[F.R. Doc. 67-12344; Filed, Oct. 18, 1967;
8:45 a.m.]

[Montana 1626]

MONTANA

Notice of Termination of Proposed Classification of Lands

OCTOBER 13, 1967.

Notice of proposed classification of lands, Serial No. M 1626, published as F.R. Doc. No. 67-4030, at page 5958 of the issue for Thursday, April 13, 1967, is hereby canceled so far as it affects the hereinafter described lands. The segregative effect thereof will terminate upon publication of this notice in the FEDERAL REGISTER, as provided by the regulations in 43 CFR 2411.2e(2) (ii):

PRINCIPAL MERIDIAN, MONTANA CARTER COUNTY

T. 4 S., R. 60 E.,
Sec. 26, $NW\frac{1}{4}NW\frac{1}{4}$;
Sec. 35, $S\frac{1}{2}SE\frac{1}{4}$.
T. 5 S., R. 60 E.,
Sec. 2, lot 1.

Totaling 139.54 acres, more or less.

HAROLD TYSK,
State Director.

[F.R. Doc. 67-12345; Filed, Oct. 18, 1967;
8:45 a.m.]

[Montana 2146]

MONTANA

Notice of Termination of Proposed Classification of Lands

OCTOBER 13, 1967.

Notice of proposed classification of lands, Serial No. M 2146, published as F.R. Doc. No. 67-6374, at pages 8253 and 8254 of the issue for Thursday, June 8, 1967, is hereby canceled so far as it affects the hereinafter described lands. The segregative effect thereof will terminate upon publication of this notice in the FEDERAL REGISTER, as provided by the regulations in 43 CFR 2411.2e(2) (ii):

PRINCIPAL MERIDIAN, MONTANA PRAIRIE COUNTY

T. 16 N., R. 49 E.,
Sec. 32, $SW\frac{1}{4}SW\frac{1}{4}$.

Totaling 4000 acres, more or less.

HAROLD TYSK,
State Director.

[F.R. Doc. 67-12346; Filed, Oct. 18, 1967;
8:46 a.m.]

[Utah 3979]

UTAH

Order Opening Lands to Application, Entry, and Patenting

OCTOBER 12, 1967.

1. In an exchange of lands made under the provisions of section 8 of the Act of June 28, 1934 (48 Stat. 1269), as amended (43 U.S.C. 315g), the following described lands have been reconveyed to the United States:

SALT LAKE MERIDIAN

T. 9 N., R. 15 W.,
Sec. 3, all.
T. 10 N., R. 15 W.,
Sec. 15, all;
Sec. 21, all;
Sec. 27, all.
T. 11 N., R. 17 W.,
Sec. 23, all.
T. 9 N., R. 18 W.,
Sec. 11, all;
Sec. 23, all;
Sec. 35, all.
T. 10 N., R. 18 W.,
Sec. 11, $E\frac{1}{2}$, and $E\frac{1}{2}W\frac{1}{2}$;
Sec. 23, all.

The areas described aggregate 6,245.76 acres.

2. The lands are located in Box Elder County in an area 8 to 25 miles northeast of the town of Lucin, Utah. Soils are moderately deep clay loam. The lands have values for watershed, grazing, wildlife, and recreation which can best be managed under principles of multiple use.

3. Subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law, the lands will at 10 a.m. on November 21, 1967, be opened to application, petition, location, and selection. Minerals in the lands are reserved to the grantors. All valid applications received at or prior to 10 a.m. on November 21, 1967, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

Inquiries concerning the lands should be addressed to the Bureau of Land Management, Post Office Box 11505, Salt Lake City, Utah 84111.

R. D. NIELSON,
State Director.

[F.R. Doc. 67-12372; Filed, Oct. 18, 1967;
8:48 a.m.]

Bureau of Reclamation

[Public Notice 22]

GILA IRRIGATION PROJECT, ARIZONA, YUMA MESA DIVISION, SOUTH GILA VALLEY UNIT

Public Notice Providing for Water Service and Charges Prior to Designation of Irrigation Block and Start of Development Period

SEPTEMBER 29, 1967.

1. *Withdrawal of public notice.* Public Notice No. 21, dated December 21, 1966, providing for the furnishing of irrigation water under approved Application for Water Service During Development Period to the irrigable lands in Irrigation Block No. 1 of the Yuma Irrigation District, is hereby withdrawn. Irrigation water will be furnished to the irrigable lands in the above-designated unit in accordance with this public notice until hereafter modified.

2. *Water service—(a) Lands presently under application for water service.* Effective herewith and until further notice irrigation water will continue to be furnished to all persons whose application on the form designated "Application for Water Service During Development Period" has been approved by the Project Manager, Yuma Projects Office. For the purpose of carrying out the provisions of this Public Notice No. 22, said approved applications will be considered to have been filed and approved and will be treated as Application for Water Service Prior To Start of the Development Period. Irrigation water will be furnished on the basis of and in compliance with the terms and conditions of said application, except that payments for water service shall be in accordance with the provisions of this public notice.

(b) *Lands not under application for water service.* Irrigation water will be furnished to lands in the above-designated unit which are not covered by an Application for Water Service During Development Period pursuant to Public Notice No. 21 only pursuant to the provisions of this Public Notice No. 22 and to the prescribed form of application designated "Application for Water Service Prior To Start of the Development Period."

3. *Charges and terms of payment.* Charges for water service during calendar year 1967 and each calendar year thereafter unless modified by other public notice shall be payable in advance of the delivery of water at rates as follows:

(a) For lands furnished water before July 1, the minimum charge shall be \$9 for each acre of irrigable land for which water service is requested. Payment of this minimum charge in full and approval of the application will entitle the applicant to the delivery of a basic quantity equal to 5 acre-feet of water per acre during the calendar year and to purchase additional water for delivery to the same lands prior to January 1 of the succeeding calendar year at the rate of \$3 per acre-foot, subject to the provisions of the application.

(b) The making of a water service application, payment of one-half of the minimum charge prior to July 1, and approval of the application will entitle the applicant to receive as much as but not more than one-half the basic quantity of water applied for under subdivision (a) above. No part of the other one-half of the basic quantity of water applied for nor any additional water shall be delivered until the other one-half of the minimum charge has been paid in full.

(c) If the water service hereunder begins on or after July 1, the minimum charge shall be \$4.50 for each acre of land for which water service is applied for and approved. Payment of this minimum charge will entitle the applicant to delivery of a basic quantity equal to 2½ acre-feet of water per acre prior to January 1 of the succeeding calendar year and to purchase additional water for delivery to the same lands during the same period at the rate of \$3 per acre-foot, subject to the provisions of the application.

4. *Refund or credit.* No refund or credit will be given for any part of a basic quantity of water paid for but not used by an applicant during any calendar year, except that credit may be given against the minimum charge payable by such applicant in the calendar year immediately following any calendar year for which water was paid for and unused, to the extent that the Project Manager determines that the water was unused because of defects in the Government facilities or works needed to deliver water to the applicant's lands or because of interruptions in delivery due to replacements, maintenance, or repairs to such facilities or works. Any amount paid by an applicant during each calendar year for additional water which remains undelivered at the end of that year will at the option of the United States either be refunded to the applicant or credited against the minimum charge payable by such applicant for the following calendar year.

5. *Acres limitation.* Except as otherwise provided in the Reclamation Law (Act of June 17, 1902, 32 Stat. 388, as amended or supplemented), and the contract of July 23, 1962, as amended, no application will be accepted nor will water be delivered hereunder to any lands which constitute "excess lands" within the meaning of said laws and the aforesaid contract of July 23, 1962, as amended.

6. *Eligibility.* Water service applications may be made by the landowner, by his duly authorized representative, or by anyone who presents evidence satisfactory to the Project Manager, Yuma Projects Office, Bureau of Reclamation, Yuma, Ariz., that he is the tenant or lessee of the land for which water is requested.

7. *Application and payment.* The prescribed form of water service application entitled, "Application for Water Service Prior To Start of the Development Period" hereinabove referred to, may be obtained at the office of the Project Manager, Yuma Projects Office, Yuma, Ariz. Completed water service applications and

the required payments will be received at that office.

W. D. PHILLIPS,
Acting Regional Director,
Boulder City, Nev.

[P.R. Doc. 67-12347; Filed, Oct. 18, 1967; 8:46 a.m.]

Fish and Wildlife Service

[Docket No. G-392]

JOHN S. POTTER

Notice of Loan Application

OCTOBER 12, 1967.

John S. Potter, 703 Bradford Street, Post Office Box 524, Keman, Tex. 77565, has applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a used 40.4-foot registered length wood vessel to engage in the fishery for shrimp and oysters.

Notice is hereby given pursuant to the provisions of Public Law 89-85 and Fisheries Loan Fund Procedures (50 CFR Part 250, as revised Aug. 11, 1965) that the above-entitled application is being considered by the Bureau of Commercial Fisheries, Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240. Any person desiring to submit evidence that the contemplated operation of such vessel will cause economic hardship or injury to efficient vessel operators already operating in that fishery must submit such evidence in writing to the Director, Bureau of Commercial Fisheries, within 30 days from the date of publication of this notice. If such evidence is received it will be evaluated along with such other evidence as may be available before making a determination that the contemplated operations of the vessel will or will not cause such economic hardship or injury.

J. L. McHUGH,
Acting Director,
Bureau of Commercial Fisheries.

[P.R. Doc. 67-12343; Filed, Oct. 18, 1967; 8:45 a.m.]

Office of the Secretary

ROBERT V. HUGO

Report of Appointment and Statement of Financial Interests

SEPTEMBER 14, 1967.

Pursuant to section 302(a) of Executive Order 10647, the following information on a WOC appointee in the Department of the Interior is furnished for publication in the FEDERAL REGISTER:

Name of appointee: Robert V. Hugo.

Name of employing agency: Department of the Interior, Office of Assistant Secretary for Water and Power Development.

The title of the appointee's position: Director, Defense Electric Power Area 13.

The name of the appointee's private employer or employers. Public Service Company of Colorado.

The statement of "financial interests" for the above appointee is set forth below.

STEWART L. UDALL,
Secretary of the Interior.

APPOINTEE'S STATEMENT OF FINANCIAL INTERESTS

In accordance with the requirements of section 302(b) of Executive Order 10647, I am filing the following statement for publication in the FEDERAL REGISTER:

(1) Names of any corporations of which I am, or had been within 60 days preceding my appointment, on September 14, 1967, as Director, Defense Electric Power Administration Area 13, an officer or director:

None.

(2) Names of any corporations in which I own, or did own within 60 days preceding my appointment, any stocks, bonds, or other financial interests:

Public Service Company of Colorado.

(3) Names of any partnerships in which I am associated, or had been associated within 60 days preceding my appointment:

None.

(4) Names of any other businesses which I own, or owned within 60 days preceding my appointment:

None.

ROBERT V. HUGO.

OCTOBER 3, 1967.

[F.R. Doc. 67-12348; Filed, Oct. 18, 1967; 8:46 a.m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary
NORTH CAROLINA

Designation of Areas for Emergency Loans

For the purpose of making emergency loans pursuant to section 321 of the Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1961), it has been determined that in the hereinafter-named counties in the State of North Carolina natural disasters have caused a need for agricultural credit not readily available from commercial banks, co-operative lending agencies, or other responsible sources.

NORTH CAROLINA

Robeson. Sampson.

Pursuant to the authority set forth above, emergency loans will not be made in the above-named counties after June 30, 1968, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 13th day of October 1967.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 67-12368; Filed, Oct. 18, 1967; 8:48 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration
ARMOUR AND CO.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 8M2205) has been filed by Armour and Co., Box 9222, Chicago, Ill. 60640, proposing an amendment to § 121.3008 *Microwave radiation for the heat treatment of food* to provide for the safe use of radio frequency energy in food processing as a source of heat.

Dated: October 11, 1967.

J. K. KIRK,
*Associate Commissioner
for Compliance.*

[F.R. Doc. 67-12383; Filed, Oct. 18, 1967; 8:49 a.m.]

CIBA AGROCHEMICAL CO.

Notice of Filing of Petition Regarding Pesticides

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), notice is given that a petition (PP 8F0649) has been filed by the CIBA Agrochemical Co., Post Office Box 1105, Vero Beach, Fla. 32960, proposing the establishment of a tolerance for negligible residues of the herbicide 3-[p-(p-chlorophenoxy)phenyl]-1,1-dimethylurea in or on the raw agricultural commodities carrots and onions (dry bulb) at 0.1 part per million.

The analytical method proposed in the petition for determining residues of the herbicide is a colorimetric technique in which the residue is hydrolyzed to p-chlorophenoxyaniline. The p-chlorophenoxyaniline is diazotized and coupled with N-1-naphthylethylenediamine to form a colored compound, which is determined spectrophotometrically at 578 millimicrons.

Dated: October 11, 1967.

J. K. KIRK,
*Associate Commissioner
for Compliance.*

[F.R. Doc. 67-12384; Filed, Oct. 18, 1967; 8:49 a.m.]

SCHERING CORP.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition has been filed by Schering Corp., Bloomfield, N.J. 07003, proposing that the food additive regulations be amended to provide for the safe use in chicken feed of a combination drug containing dieneestrol diacetate, amprolium, and ethopabate for the prevention of coccidiosis and for the promotion of fat distribution for tenderness and bloom.

Dated: October 11, 1967.

J. K. KIRK,
*Associate Commissioner
for Compliance.*

[F.R. Doc. 67-12385; Filed, Oct. 18, 1967; 8:49 a.m.]

SHELL CHEMICAL CO.

Notice of Withdrawal of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b), 72 Stat. 1786; 21 U.S.C. 348(b)), the following notice is issued:

In accordance with § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations (21 CFR 121.52), Shell Chemical Co., a division of Shell Oil Co., 110 West 51st Street, New York, N.Y. 10020, has withdrawn its petition (FAP 7B2157), notice of which was published in the FEDERAL REGISTER of April 19, 1967 (32 F.R. 6151), proposing the issuance of a regulation to provide for the safe use of tetrahydrophthalic anhydride as a curing agent for epoxy resins used as articles or components of articles for repeated food-contact use.

Dated: October 11, 1967.

J. K. KIRK,
*Associate Commissioner
for Compliance.*

[F.R. Doc. 67-12386; Filed, Oct. 18, 1967; 8:49 a.m.]

UNION CARBIDE CORP.

Notice of Withdrawal of Petition Regarding Pesticides

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), the following notice is issued:

In accordance with § 120.8 *Withdrawal of petitions without prejudice* of the pesticide regulations (21 CFR 120.8), Union Carbide Corp., Agricultural Products, Post Office Box 8361, South Charleston, W. Va. 25303, has withdrawn its petition (PP 7F0573), notice of which was published in the FEDERAL REGISTER of April 7, 1967 (32 F.R. 5709), proposing the establishment of a tolerance of 0.5

part per million for residues of the insecticide 2-methyl-2-(methylthio)propionaldehyde-O-(methylcarbamoyl) oxime in or on the raw agricultural commodity potatoes.

Dated: October 11, 1967.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 67-12387; Filed, Oct. 18, 1967;
8:49 a.m.]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

ACTING DIRECTOR FOR NORTHWEST AREA OFFICE AT SEATTLE, REGION VI

Designation

The officers appointed to the following listed positions in the Northwest Area Office, Seattle, Wash., Region VI, are hereby designated to serve as Acting Director for Northwest Area Office, Region VI, during the absence of the Director for Northwest Area Office, with all the powers, functions, and duties redelegated or assigned to the Director: *Provided*, That no officer is authorized to serve as Acting Director for Northwest Area Office unless all other officers whose titles precede his in this designation are unable to act by reason of absence:

- (1) Deputy Director for Northwest Area Office.
- (2) Chief, Finance Branch, Northwest Area Office.
- (3) Area Counsel, Northwest Area Office.

This designation supersedes the designation effective January 7, 1964 (29 F.R. 168).

(Delegation May 4, 1962, 27 F.R. 4319; Interim Order II, 31 F.R. 815, Jan. 21, 1966)

Effective as of the 1st day of September 1967.

ROBERT B. PITTS,
Regional Administrator, Region VI.

[F.R. Doc. 67-12374; Filed, Oct. 18, 1967;
8:48 a.m.]

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

HAZARDOUS MATERIALS REGULA- TIONS BOARD

Notice of Establishment

The Department of Transportation Act (80 Stat. 931) transferred to the Secretary of Transportation the regulatory authority in various sections of law relating to the shipment and transportation of hazardous materials by all civil modes of transportation. In accordance with the Act and pursuant to delegation by the Secretary, the functions of the

Secretary relating to the regulation of the shipment and transportation of hazardous materials by air, water, highway, and railroad and pipeline are now exercised by the Federal Aviation Administrator, the Commandant, U.S. Coast Guard, the Federal Highway Administrator, and the Federal Railroad Administrator, respectively. (See sections 6(c) (1) and 9(e) of the Department of Transportation Act and Part 1 of the Regulations of the Secretary (49 CFR Part 1).) Shipments of hazardous materials may move through all or several of the modes of transportation over which the heads of the operating administrations of the Department of Transportation have cognizance. The Department considers it to be essential that shippers and carriers be able to refer to a cohesive set of authoritative regulations upon which they may rely in preparing, shipping, and transporting materials regardless of the mode of transportation.

By Departmental Order 1100.11, dated July 27, 1967, there was established a Hazardous Materials Regulations Board. The Board is composed of the Assistant Secretary for Research and Technology as Chairman; and the Commandant, U.S. Coast Guard, Federal Aviation Administrator, Federal Highway Administrator, and Federal Railroad Administrator, or their designees, as members. The General Counsel of the Department is the legal advisor to the Board and the Director of the Office of Hazardous Materials is the secretary to the Board.

The function of the Board is to handle all matters relating to regulations (including special permits for waiver or exemption) issued under Title 18 U.S.C. 831-835 and Title VI and section 902(h) of the Federal Aviation Act of 1958 (49 U.S.C. 1421-1430, and 1472(h)), for the shipment and transportation of hazardous materials.

Regulations, other than special permits, developed by the Board for the shipment and transportation of hazardous materials will be published in the FEDERAL REGISTER and in the Code of Federal Regulations. To the extent practicable these regulations will be the same for all modes of transportation, will be adopted under the same procedures, and will be published in the same document or series of documents. Regulations now contained in Parts 171-190 of Title 49 CFR and in Part 103 of Title 14 CFR will henceforth be designated as the "Hazardous Materials Regulations of the Department of Transportation".

The applicability of any notice of proposed rule making issued and any regulation adopted for a mode of transportation will be determined by the signature of the authorized Board member issuing the notice or adopting the regulation for that mode. Where more than one mode is involved, the requisite number of signatures will be included.

The Commandant, U.S. Coast Guard, by order dated September 6, 1967, designated Capt. Eric G. Grundy as his delegated representative for membership on the Board.

The Federal Aviation Administrator, by Order 2100.8, dated July 28, 1967, des-

ignated Mr. Sam Schneider to represent him as a member of the Board and delegated appropriate authority to him to issue notices of proposed rule making and to adopt regulations within the purview of the DOT Order 1100.11.

The Federal Highway Administrator, on September 11, 1967, designated Mr. William R. Fiste as the Federal Highway Administration representative to the Board.

The Federal Railroad Administrator, on September 22, 1967, designated Mr. Howard Longhurst as the Federal Railroad Administration representative to the Board, with specific authority to approve special permits.

Any changes and additions in these designations and authorities will be published as made.

All communications with the Board should be addressed to the Secretary, Hazardous Materials Regulations Board, Department of Transportation, 400 Sixth Street SW., Washington, D.C. 20590.

Issued in Washington, D.C., on October 13, 1967.

EVERETT HUTCHINSON,
Acting Secretary of Transportation.

[F.R. Doc. 67-12363; Filed, Oct. 18, 1967;
8:47 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-64]

UNIVERSITY OF AKRON

Notice of Termination of Facility License

Notice is hereby given that the Commission has terminated The University of Akron Facility License No. R-24 which authorized operation of an AGN-201, Serial No. 104 nuclear reactor on the University's campus at Akron, Ohio.

The reactor has been satisfactorily dismantled and the component parts and fuel transferred to the Georgia Institute of Technology at Atlanta, Ga., under Provisional Construction Permit No. CPRR-100 (Docket No. 50-276).

Copies of the Commission's order, the licensee's application of February 9, 1967, and supplements thereto and a related Safety Evaluation prepared by the Division of Reactor Licensing are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of the Safety Evaluation may be obtained at the Commission's Public Document Room or upon request addressed to the Atomic Energy Commission, Washington, D.C. 20545, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Md., this 9th day of October 1967.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,
Assistant Director for Reactor
Operations, Division of Re-
actor Licensing.

[F.R. Doc. 67-12337; Filed, Oct. 18, 1967;
8:45 a.m.]

[Docket No. 50-284]

IDAHO STATE UNIVERSITY**Notice of Issuance of Facility License**

The Atomic Energy Commission has issued Facility License No. R-110, effective as of the date of issuance, to Idaho State University authorizing operation of a Model AGN-201, Serial No. 103, research reactor constructed on the University's campus at Pocatello, Idaho.

The license was issued as set forth in the Notice of Proposed Issuance of Construction Permit and Facility License published in the FEDERAL REGISTER on July 4, 1967, 32 F.R. 9754, except for the incorporation of a letter from the applicant dated September 22, 1967, which provided additional information regarding control of airborne contamination and technical qualifications of operating personnel.

Dated at Bethesda, Md., this 11th day of October 1967.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,
Assistant Director for Reactor
Operations, Division of Re-
actor Licensing.

[F.R. Doc. 67-12338; Filed, Oct. 18, 1967;
8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 18141]

**SCANDINAVIAN AIRLINES SYSTEM
ENFORCEMENT PROCEEDING****Notice of Hearing**

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled matter is assigned to be held on December 5, 1967, at 10 a.m., e.s.t., in Room 211, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Examiner Richard A. Walsh.

Dated at Washington, D.C., October 16, 1967.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 67-12379; Filed, Oct. 18, 1967;
8:49 a.m.]

**FEDERAL COMMUNICATIONS
COMMISSION**

[Docket Nos. 17541, 17542; FCC 67M-1715]

**SRC, INC., AND SAN ANGELO
INDEPENDENT SCHOOL****Order Continuing Hearing**

In re applications of S R C, Inc., San Angelo, Tex., Docket No. 17541, File No. BPCT-3764; San Angelo Independent School, District No. 226-903, San Angelo, Tex., Docket No. 17542, File No. BPCT-3783, for construction permit for new television broadcast station (Channel 6).

It is ordered. On the Examiner's own motion, that a further prehearing conference in the above-entitled proceeding will be held on Monday, November 6, 1967, at 10 a.m. in the offices of the Commission, Washington, D.C.; and the hearing presently scheduled for November 6, 1967, is continued to a date to be specified at the aforesaid prehearing conference.

Issued October 11, 1967.

Released: October 13, 1967.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-12392; Filed, Oct. 18, 1967;
8:50 a.m.]

[Docket Nos. 17680-17682; FCC 67M-1716]

STATE OF OREGON ET AL.**Order Continuing Hearing**

In re applications of: State of Oregon acting by and through the State Board of Higher Education, Medford, Oreg., Docket No. 17680, File No. BPCT-3814; Liberty Television, a joint venture comprised of Liberty Television, Inc., and Siskiyou Broadcasters, Inc., Medford, Oreg., Docket No. 17681, File No. BPCT-3858; Medford Printing Co., Medford, Oreg., Docket No. 17682, File No. BPCT-3859; for construction permit for new television broadcast station (Channel 8).

A prehearing conference having been held on October 11, 1967;

It is ordered. That hearing herein is continued pending further order.

Issued: October 11, 1967.

Released: October 13, 1967.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-12393; Filed, Oct. 18, 1967;
8:50 a.m.]

[Docket Nos. 17654-17655; FCC 67M-1741]

**TRI-STATE TELEVISION TRANSLATORS,
INC., AND WELLERSBURG TV, INC.****Order Following Further Prehearing
Conference**

In re Tri-State Television Translators, Inc., (WØ2AO, WØ4AQ, WØ5AI, WØ8AU, W12AO), Cumberland, Md., Docket No. 17654, petitions for issuance of order to show cause; Wellersburg TV, Inc. (WØ7AL, WØ9AL, W13AP), Wellersburg, Pa., Docket No. 17655, order to show cause.

Pursuant to arrangements for procedural dates made at the further prehearing conference held on October 12, 1967: *It is ordered.* That: (a) A further prehearing conference will be held on November 7, 1967, at 10 a.m. in the offices of the Commission, Washington, D.C.; and (b) the hearing heretofore scheduled

for November 7, 1967, in Cumberland, Md., is postponed to November 21, 1967.

Issued: October 13, 1967.

Released: October 13, 1967.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-12394; Filed, Oct. 18, 1967;
8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket No. RI68-163]

BURTON W. HANCOCK**Order Permitting Rate Filing, Provid-
ing for Hearing on and Suspension
of Proposed Change in Rate**

OCTOBER 12, 1967.

On September 15, 1967, Burton W. Hancock (Hancock)¹ tendered for filing a proposed change in his presently effective rate schedule for sales of natural gas subject to the jurisdiction of the Commission. The proposed change, which constitutes an increased rate and charge, is contained in the following designated filing:

Description: Notice of change, dated July 25, 1967.²

Purchaser and Producing Area: El Paso Natural Gas Co. (Bar X Field, Grand County, Utah).

Rate Schedule Designation: Supplement No. 2 to Hancock's FPC Gas Rate Schedule No. 2.

Effective date: October 16, 1967.³

Amount of Annual Increase: \$3,392.

Effective rate: 15 cents per Mcf.⁴

Proposed rate: 17 cents per Mcf.⁵

Pressure base: 15.025 p.s.i.a.

The subject sale is presently being made under a conditioned temporary certificate issued August 17, 1961, in Docket No. CI61-1483, which provides for an initial rate of 15 cents per Mcf subject to refund of any amounts collected, plus interest, in excess of the rate determined to be required by the public convenience and necessity in Docket No. CI61-1483. The temporary certificate also contains Condition (2) which states that the conditioned rate shall remain in effect until changed by Commission order in the related certificate proceeding in Docket No. CI61-1483. Consistent with Commission action involving sales being made pursuant to temporary certificates con-

¹ Address is: 1709 Hamilton Avenue, San Jose, Calif. 95125.

² Pertains to acreage covered by basic contract only, not the acreage contained in added acreage agreement dated Feb. 9, 1967.

³ The stated effective date is the effective date proposed by Respondent.

⁴ Initial rate authorized in conditioned temporary certificate issued Aug. 17, 1961, in Docket No. CI61-1483.

⁵ Includes an increase to initial contract rate of 16 cents per Mcf plus a 1 cent per Mcf periodic increase.

taining Condition (2) provision where such sales commenced more than 3 years between date of initial delivery and request for a rate increase, we believe that it would be in the public interest to waive Condition (2) in Hancock's temporary certificate in Docket No. CI61-1483 to permit Hancock's proposed notice of change in rate contained in the aforementioned supplement to be filed as hereinafter ordered.

No formal rate ceiling has been announced by the Commission for Utah; however, the Commission has previously suspended for 5 months rate increases at the level proposed by Hancock. Consistent with such action, we conclude that Hancock's proposed 17 cents per Mcf rate should be suspended for 5 months from October 16, 1967, the proposed effective date.

The proposed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds:

(1) Good cause exists for waiving Condition (2) in the temporary certificate issued in Docket No. CI61-1483 with respect to Hancock's notice of change, designated as Supplement No. 2 to Hancock's FPC Gas Rate Schedule No. 2, and for allowing such notice of change to be filed as hereinafter ordered.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a public hearing concerning the lawfulness of the proposed change, and that the above-designated supplement be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

(A) Condition (2) in the temporary certificate issued August 17, 1961, in Docket No. CI61-1483, is waived with respect to Hancock's notice of change, designated as Supplement No. 2 to Hancock's FPC Gas Rate Schedule No. 2, and such rate change is permitted to be filed.

(B) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the Regulations under the Natural Gas Act (18 CFR Ch. I), a public hearing shall be held upon a date to be fixed by notice from the Secretary concerning the lawfulness of the proposed increased rate and charge contained in Supplement No. 2 to Hancock's FPC Gas Rate Schedule No. 2.

(C) Pending a hearing and decision thereon, Supplement No. 2 to Hancock's FPC Gas Rate Schedule No. 2 is hereby suspended and the use thereof deferred until March 16, 1968, and thereafter until such further time as it is made effective in the manner prescribed by the Natural Gas Act.

(D) Neither the supplement hereby suspended, nor the rate schedule sought to be altered thereby, shall be changed until this proceeding has been disposed of or until the period of suspension has

expired, unless otherwise ordered by the Commission.

(E) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before November 29, 1967.

By the Commission.

[SEAL] GORDON M. GRANT,
Secretary.

[F.R. Doc. 67-12341; Filed, Oct. 18, 1967;
8:45 a.m.]

FEDERAL RESERVE SYSTEM TRAVERSE CITY STATE BANK

Order Approving Consolidation of Banks

In the matter of the application of Traverse City State Bank for approval of consolidation with State Bank of Elk Rapids.

There has come before the Board of Governors, pursuant to the Bank Merger Act (12 U.S.C. 1828(c)), an application by Traverse City State Bank, Traverse City, Mich., a State member bank of the Federal Reserve System, for the Board's prior approval of the consolidation of that bank and State Bank of Elk Rapids, Elk Rapids, Mich., under the charter and title of Traverse City State Bank. As an incident to the consolidation, the sole office of State Bank of Elk Rapids would become a branch of Traverse City State Bank. Notice of the proposed consolidation, in form approved by the Board, has been published pursuant to said Act.

Upon consideration of all relevant material in the light of the factors set forth in said Act, including reports furnished by the Comptroller of the Currency, the Federal Deposit Insurance Corporation, and the Attorney General on the competitive factors involved in the proposed merger,

It is hereby ordered, For the reasons set forth in the Board's statement¹ of this date, that said application be and hereby is approved, provided that said consolidation shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than 3 months after the date of this order.

Dated at Washington, D.C., this 12th day of October 1967.

By order of the Board of Governors:

[SEAL] MERRITT SHERMAN,
Secretary.

[F.R. Doc. 67-12342; Filed, Oct. 18, 1967;
8:45 a.m.]

¹ Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Chicago.

² Voting for this action: Vice Chairman Robertson, and Governors Mitchell, Malcol, Brimmer, and Sherrill. Absent and not voting: Chairman Martin, and Governor Diane.

SECURITIES AND EXCHANGE COMMISSION

INTERAMERICAN INDUSTRIES, LTD.

Order Suspending Trading

OCTOBER 13, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the capital stock of Iteramerican Industries, Ltd., Calgary, Alberta, Canada being traded in the United States otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in the United States in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period October 16, 1967, through October 25, 1967, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 67-12343; Filed, Oct. 18, 1967;
8:46 a.m.]

[812-2185]

LOOMIS-SAYLES MUTUAL FUND, INC.

Notice of Filing of Application for Exemption

OCTOBER 13, 1967.

Notice is hereby given that Loomis-Sayles Mutual Fund, Inc. ("Applicant"), 225 Franklin Street, Boston, Mass., a Massachusetts corporation registered under the Investment Company Act of 1940, 15 U.S.C. sec. 80a-1 et seq. ("Act") as an open-end management investment company, has filed an application pursuant to section 6(c) of the Act for an order of the Commission exempting Applicant from section 10(d)(3) of the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein which are summarized below.

Applicant plans to submit to its shareholders a new management contract which will be the same as the present management contract except that it will permit Loomis, Sayles & Co., Inc. ("Loomis, Sayles"), Applicant's investment adviser and underwriter, to enter into distribution contracts with one or more other persons, firms, or companies approved by the board of directors of Applicant. Pursuant to the proposed management contract, Loomis, Sayles plans to enter into an arrangement whereby it will authorize a new German corporation, organized by the Reader's Digest Association, Inc., to promote the sale of Applicant's shares in Germany to investors who are not U.S. nationals at a public offering price which will include

a sales charge ranging from 7½ percent to 3 percent of such price, based on a volume purchase scale. No part of the sales charge will be received by Loomis, Sayles. The sales charge will accrue entirely to such German corporation and others participating in the sale of Applicant's shares.

Applicant has at all times qualified under section 10(d) of the Act which provides, in substance, that notwithstanding certain other requirements of the Act, a registered investment company may have a board of directors all the members of which, except one, are affiliated persons of the investment adviser of such company, or are officers or employees of such company if, among other things, no sales load is charged on securities issued by such investment company. Applicant has at all times sold its shares at net asset value without a sales commission and has for many years operated with a large board of directors consisting primarily of affiliates of Loomis, Sayles. Presently, 10 of the 14 members of Applicant's board of directors are affiliated persons of Loomis, Sayles. Since the public offering price of Applicant's shares in Germany will include a sales charge, Applicant seeks an exemption from section 10(d) (3) of the Act in order that its board of directors may remain as presently constituted even though a sales load will be charged on Applicant's securities sold in Germany.

Applicant submits that the exemption hereby requested is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act since it will facilitate the sale of Applicant's shares outside the United States to investors who are not U.S. nationals thereby bringing into the United States foreign capital which will help to reduce the United States balance of payments deficit.

Applicant further submits that if, in connection with the sale of its shares under the program described above, it is required to restructure its board of directors so that a majority thereof are persons who are not affiliated with Loomis, Sayles, it would be necessary for Applicant to either increase the size of its board of directors or obtain the resignations of certain of the affiliated directors or a combination of these two alternatives. Applicant believes that it is not in the best interests of its shareholders to increase the size of its board of directors or to remove from the present board persons who have been selected on the basis of their ability and experience.

Notice is further given that any interested person may, not later than October 24, 1967 at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such

request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address set forth above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the matter may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon this matter shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter including the date of hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 67-12350; Filed, Oct. 18, 1967;
8:46 a.m.]

[812-2193]

NATIONAL CAN OVERSEAS CORP.

Notice of Filing of Application for Order Exempting Company From All Provisions of the Act

OCTOBER 13, 1967.

Notice is hereby given that National Can Overseas Corp. ("Applicant"), 5959 South Cicero Avenue, Chicago, Ill. 60638, has filed an application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") for an order exempting it from all provisions of the Act and the rules and regulations thereunder. All interested persons are referred to the application on file with the Commission for a statement of the representations therein, which are summarized below.

Applicant was organized by National Can Corp. ("National") under the laws of the State of Delaware in September 1967. National will purchase all of the authorized capital stock of Applicant for \$1,400,000 in cash or property. Any additional securities which Applicant may issue, other than debt securities, will be issued only to National. National will continue to retain its holdings of Applicant's common stock and any additional securities of Applicant which National may acquire. National will not dispose of any of Applicant's securities (other than debt securities) except to Applicant or to a fully owned subsidiary of National (which term as used herein means a corporation all of the outstanding securities of which, other than short-term paper as defined in section 2(a) (36) of the Act and directors' qualifying shares, are owned, directly or indirectly, by National), and National will cause each fully owned subsidiary not to dispose of Applicant's securities except to National, Applicant or to one or more fully owned subsidiaries of National.

National is engaged in the manufacture and sale of metal containers and certain plastic devices, other products and compounds related to the container industry. Its common stock is listed on the New York Stock Exchange and registered under the Securities Exchange Act of 1934.

National caused Applicant to be organized for the purpose of obtaining funds for the development of National's foreign operations. National is using Applicant to fulfill this objective and at the same time to assist in improving the balance of payments position of the United States, in compliance with the voluntary cooperation program instituted by the President in February 1965.

Applicant intends to issue and sell an aggregate of \$7 million of its Guaranteed Bonds ("Bonds"), which will mature not later than 15 years from the date thereof. The Bonds will be convertible into common stock of National at any time on and after 18 months from the date thereof. National will guarantee the principal of and interest payments (as well as premium, if any, and sinking fund, if any) on the Bonds. Any additional debt securities of Applicant which may be issued to or held by the public will be guaranteed by National in the same manner as the Bonds.

It is intended that upon completion of the long-term investment of Applicant's assets, substantially all of the assets of Applicant (exclusive of U.S. Government securities and cash items) will be invested in or loaned to foreign companies (including U.S. companies all or substantially all of whose business is carried on abroad either directly or indirectly through foreign companies) which are primarily engaged in a business or businesses other than investing, reinvesting, owning, holding, or trading in securities and which are, or upon the making of such investments will be (1) majority-owned subsidiaries under National's control within the meaning of section 2(a)(23) of the Act, (2) companies under National's control within the meaning of section 2(a)(9) of the Act, or (3) companies which are engaged in a business related to the business of National, in which National or Applicant owns, directly or indirectly, an equity interest of 15 percent or more: *Provided, however*, That nothing contained herein shall preclude investments by Applicant in fully owned subsidiaries of National or Applicant primarily engaged in the business of owning or holding securities of companies in which the Applicant may invest as stated herein. Applicant will proceed as expeditiously as possible with the long-term investment of its assets in the manner described above. Pending such investment, and from time to time thereafter in connection with changes in long-term investments, Applicant will invest temporarily in debt obligations (including time deposits) of foreign governments, or the U.S. Government, foreign financial institutions (including foreign branches of U.S. financial institutions) and foreign subsidiaries of National or Applicant, payable in U.S. dollars or

other currencies and in each case maturing in 1 year or less from the date of acquisition. Applicant will not acquire securities for the purpose of resale and will not trade in securities.

The Bonds will be delivered to the underwriters and payment therefor will be received by the Applicant, outside the United States, or its territories or possessions. The agreements among underwriters will contain covenants by each underwriter to the effect that it will not offer, sell or deliver any Bonds in the United States or its territories or possessions or to nationals or residents thereof, except to dealers purchasing for prompt resale, and that any dealer to whom it sells Bonds will agree that it is purchasing the same as principal and will not offer, sell or deliver any Bonds in the United States or its territories or possessions or to nationals or residents thereof. The agreements with dealers, if any, are to contain corresponding agreements by them. Any additional debt securities of the Applicant which may be offered to the public in the future will be sold under substantially similar conditions.

Counsel has advised Applicant that U.S. persons will be required to report and pay an interest equalization tax with respect to acquisition of the Bonds, except where a specific statutory exemption is available. By financing its foreign operations through Applicant rather than through the sale of its own obligations, National will utilize an instrumentality the acquisition of whose debt obligations by U.S. persons would, generally, subject such persons to the interest equalization tax, thus discouraging them from purchasing such debt obligations.

It is intended that application will be made for quotation of the Bonds on the Luxembourg Stock Exchange.

Applicant submits that it is appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policies and provisions of the Act for the Commission to enter an order exempting Applicant from each and every provision of the Act for the following reasons: (1) A significant purpose of the Applicant is to assist in improving the balance of payments program of the United States by obtaining funds for foreign operations in foreign countries; (2) the payment of the Bonds, which is guaranteed by National, and the value of the right to convert the Bonds into shares of National's common stock, do not depend solely on the operation or investment policy of the Applicant, for the Bond holders may ultimately look to the business enterprise of National; (3) none of the securities of the Applicant (other than debt securities) will be held by any person other than National or a fully owned subsidiary of National; (4) Applicant will not deal or trade in securities; (5) the Bonds will be offered and sold abroad to foreign nationals under circumstances designed to prevent reoffering or resale in the United States or to any U.S. citizen or resident; and (6) the Bonds will be sold only to foreign nationals and the

burden of the Interest Equalization Tax will discourage resale to any U.S. national, citizen, or resident.

Notice is further given that any interested person may, not later than October 25, 1967, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBois,
Secretary.

[F.R. Doc. 67-12351; Filed, Oct. 18, 1967;
8:46 a.m.]

[File No. 1-1277]

PENROSE INDUSTRIES CORP.

Order Suspending Trading

OCTOBER 13, 1967.

The common stock \$2 par value, of Penrose Industries Corp., being listed and registered on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and the 5 percent cumulative convertible preferred stock, \$20 par value of Penrose Industries Corp., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to sections 15 (c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for

the period October 16, 1967, through October 25, 1967, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F.R. Doc. 67-12352; Filed, Oct. 18, 1967;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 1115]

MOTOR CARRIER, BROKER, WATER CARRIER, AND FREIGHT FOR- WARDER APPLICATIONS

—OCTOBER 13, 1967.

The following applications are governed by Special Rule 1.247¹ of the Commission's general rules of practice (49 CFR, as amended), published in the Federal Register issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the Federal Register. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with § 1.247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of § 1.247(d)(4) of the special rule, and shall include the certification required therein.

Section 1.247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in

¹ Copies of Special Rule 1.247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's General Policy Statement Concerning Motor Carrier Licensing Procedures, published in the *FEDERAL REGISTER* issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record.

The publications set forth below reflect the scope of the applications as filed by applicants, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

No. MC 1693 (Sub-No. 3), filed October 2, 1967. Applicant: P. J. FLYNN, INC., Jacobus Avenue, South Kearny, N.J. 07032. Applicant's representative: Robert J. Lyon (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Talc*, in one grade (ground or pulverized), in bulk, in tank vehicles, with a special lining and able to be hermetically sealed to prevent contamination, from South Kearny and South Plainfield, N.J., to Bridgeport, Clinton, Norwalk, and Stamford, Conn., and to Port Jervis, N.Y., under contract with Whittaker, Clark, & Daniels, Inc., New York, N.Y. NOTE: If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., New York, N.Y., or Trenton, N.J.

No. MC 2593 (Sub-No. 17), filed September 22, 1967. Applicant: BAUMANN BROS. TRANSPORTATION, INC., 2937 North 27th Street, Post Office Box 1524, Lincoln, Nebr. 68501. Applicant's representative: S. M. Norris (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, transporting: (I) Over regular routes: (A) *Eggs, cartons, cases, and containers, and egg case fillers*, between Lincoln, Nebr., and Nashville, Ill., serving all intermediate points, and the off-route points of Alton and Pekin, Ill., Centerville, Clarinda, Fort Madison, Indianola, Keokuk, Mount Ayr, and Shenandoah, Iowa, Atchison, Lawrence, and Leavenworth, Kans., Fulton, Jefferson City, Mexico, Moberly, and Sedalia, Mo., and Crete, De Witt, Fairbury, and Wilber, Nebr., as follows: (1) From Lincoln over U.S. Highway 77 to junction U.S. Highway 36, thence over U.S. Highway 36 to junction National Interstate Highway 29, thence over National Interstate Highway 29 to junction National Interstate Highway 70, thence over National Interstate Highway 70 to junction U.S. Highway 50, thence over U.S. Highway 50 to junction Illinois Highway 127, thence over Illinois Highway 127 to Nashville; and, (2) from Lincoln over Nebraska Highway 2 to junction U.S. Highway 75, thence over U.S.

Highway 75 to junction U.S. Highway 40, thence over U.S. Highway 40 to junction U.S. Highway 50, thence over the above-specified routes to Nashville; and, (3) from Lincoln over U.S. Highway 34 to junction U.S. Highway 67, thence over U.S. Highway 67 to junction U.S. Highway 50, thence over the above-specified routes to Nashville; and, (4) from Lincoln over U.S. Highway 34 to junction U.S. Highway 150, thence over U.S. Highway 150 to junction U.S. Highway 51, thence over U.S. Highway 51 to junction U.S. Highway 460, thence over U.S. Highway 460 to Nashville; and, return over the above-specified routes to Lincoln;

(B) *Grain products*, serving Des Moines, Iowa, as an off-route point in connection with applicant's presently authorized regular route from Chicago, Ill., to Lincoln, Nebr.; (C) *general commodities*, serving Pekin and Peotone, Ill., Yarmouth, Iowa, and points in Lancaster County, Nebr., as intermediate and off-route points in connection with applicant's presently authorized regular route operations between Fairbury, Fremont, Friend, Geneva, Lincoln, Milford, and points in Washington County, Nebr., on the one hand, and on the other, Canton, Chicago, and Joliet, Ill.; and Brighton, Cedar Rapids, Chelsia, Davenport, Dubuque, Ottumwa, Tama, Tipton, and Vin-ton, Iowa. (II) Over irregular routes: *Macaroni, noodles, grain products, flour, food products, pancake and cake flour, spaghetti and vermicelli*, between Lincoln, Nebr., on the one hand, and, on the other, points in Alabama, Arizona, Arkansas, Colorado, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, New Mexico, North Dakota, Ohio, Oklahoma, South Dakota, Tennessee, Texas, Utah, Wisconsin, and Wyoming. NOTE: Applicant states no duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Lincoln, Nebr.

No. MC 3114 (Sub-No. 27), filed October 5, 1967. Applicant: T. H. COMPTON, INC., R.F.D. 1, Berkeley Springs, W. Va. 25422. Applicant's representative: William P. Sullivan, 1825 Jefferson Place NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in bulk, between points in Maryland, Pennsylvania, and West Virginia. NOTE: Applicant states that in the event of a grant of authority, it will cancel its Sub 25 authority, which duplicates in part, the authority sought herein. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 5470 (Sub-No. 29), filed September 27, 1967. Applicant: ERSKINE & SONS, INC., Rural Delivery No. 5, Mercer, Pa. 16137. Applicant's representative: Theodore Polydoroff, Munsey Building, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ferro manganese*, in bulk, in dump vehicles, from Sheridan, Pa., to Warren, Ohio. NOTE: If a hearing

is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 9325 (Sub-No. 36), filed September 29, 1967. Applicant: K LINES, INC., Post Office Box 216, Lebanon, Ore. Applicant's representative: Norman E. Sutherland, 1200 Jackson Tower, Portland, Ore. 97205. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime*, from Portland, Ore., to points in California in and north of Samoa, Napa, Yolo, Sacramento, and El Dorado Counties, Calif. NOTE: If a hearing is deemed necessary, applicant requests it be held at Portland, Ore.

No. MC 20841 (Sub-No. 3), filed October 5, 1967. Applicant: MARATHON FREIGHT LINES, INC., 2400 83d Street, North Bergen, N.J. Applicant's representative: George A. Olsen, 69 Tonnet Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities used by or sold in grocery or department stores, but not limited to shipments destined to grocery or department stores*, from the plantsite of the General Warehouse Corp. at North Bergen, N.J., to points in Connecticut. NOTE: Applicant states that tacking could take place at North Bergen, N.J., with present general commodity authority, into New Jersey, Philadelphia, Pa., and New York, N.Y. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 21170 (Sub-No. 256), filed October 9, 1967. Applicant: BOS LINES, INC., 408 South 12th Avenue, Marshalltown, Iowa 50158. Applicant's representative: William C. Harris (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Beverages, noncarbonated*, from Lebanon, Pa., to points in Ohio, Illinois, Indiana, Missouri, Kansas, Colorado, Nebraska, Iowa, Minnesota, Wisconsin, and Kentucky. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 25869 (Sub-No. 78), filed October 5, 1967. Applicant: NOLTE BROS. TRUCK LINE, INC., Post Office Box 7184 South Omaha Station, Omaha, Nebr. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals, chemical compounds and cleaning compounds* (other than bulk), from Utica, Ill., to points in Colorado, Iowa, Kansas, Minnesota, Missouri, Nebraska, South Dakota, and Wyoming. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 29079 (Sub-No. 39), filed October 9, 1967. Applicant: BRADA MILLER FREIGHT SYSTEM, INC., 1210 South Union, Kokomo, Ind. 46901. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a

common carrier, by motor vehicle, over irregular routes, transporting: *Automobile bodies*, wrecked or scrapped, not on their own wheels, (1) from points in Indiana, Pennsylvania, West Virginia, and Kentucky, to Cleveland, Ohio, and (2) from points in Indiana on and north of U.S. Highway 24 to Detroit, Mich. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Detroit, Mich.

No. MC 31600 (Sub-No. 621), filed October 6, 1967. Applicant: P. B. MUTRIE MOTOR TRANSPORTATION, INC., Calvary Street, Waltham, Mass. 02154. Applicant's representative: Harry C. Ames, Jr., 529 Transportation Building, Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, from Burlington, N.J., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Mississippi, Missouri, Maine, Maryland, Massachusetts, Michigan, Minnesota, New Hampshire, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 35628 (Sub-No. 282), filed October 2, 1967. Applicant: INTERSTATE MOTOR FREIGHT SYSTEM, a corporation, 134 Grandville SW., Grand Rapids, Mich. 49502. Applicant's representative: Leonard D. Verdier, Jr., 900 Old Kent Building, Grand Rapids, Mich. 49502. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except classes A and B explosives, household goods as defined by the Commission, and commodities in bulk), serving the plantsite of Eastern Products Corp. at or near Columbia, Md., as an off-route point in connection with carrier's authorized regular route operations at Baltimore, Md. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Baltimore, Md., or Washington, D.C.

No. MC 50069 (Sub-No. 388), filed October 5, 1967. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 930 North York Road, Hinsdale, Ill. Applicant's representative: Robert H. Levy, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lubricating oil*, in bulk, in tank vehicles, from Cleveland, Ohio, to Kansas City, Kans. **NOTE:** Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 52054 (Sub-No. 26), filed October 2, 1967. Applicant: S & C TRANSPORT COMPANY, INC., 65 State Street, South Hutchinson, Kans. Applicant's representative: James F. Miller, 7501 Mission Road, Shawnee Mission, Kans. 66208. Authority sought to operate as a *common carrier*, by motor vehicle, over

irregular routes, transporting: *Products* used in the agricultural, water treatment, food processing, wholesale grocery, and institutional supply industries when shipped in mixed truckloads with salt and salt products, from Hutchinson, South Hutchinson, and Lyons, Kans., to points in Minnesota, Arkansas, Nebraska, Oklahoma, North Dakota, South Dakota, Wyoming, points in Colorado on and east of U.S. Highway 85, points in Curry, Bernalillo, Mora, Santa Fe, Colfax, Harding, Los Alamos, Taos, Quay, Guadalupe, Union, San Miguel, Torrence, and Rio Arriba Counties, N. Mex., and points in Cochran, Bailey, Randall, Roberts, Crosby, Swisher, Potter, Sherman, Wichita, Lubbock, Castro, Oldham, Dallas, Cottle, Hall, Gray, Ochiltree, Yoakum, Dickens, Briscoe, Carson, Hansford, Floyd, Collingsworth, Hartley, Foard, Terry, Motley, Childress, Wheeler, Lipscomb, Lamb, Armstrong, Hutchinson, Wilbarger, Lynn, Hale, Donley, Moore, Hockley, Farmer, Deaf Smith, Hemphill, Hardeman, Garzo, and Kent Counties, Tex. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Wichita, Kans.

No. MC 64798 (Sub-No. 6), filed August 2, 1967. Applicant: TACOMA HAULING CO., INC., 1771 South 42d Street, Tacoma, Wash. 98408. Applicant's representative: Donald Olson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from Tacoma, Wash., to points in Oregon and Washington, and *empty bottles*, on return. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Tacoma, Seattle, or Olympia, Wash.

No. MC 67450 (Sub-No. 28), filed October 4, 1967. Applicant: PETERLIN CARTAGE CO., a corporation, 9651 South Ewing Avenue, Chicago, Ill. 60617. Applicant's representative: Joseph M. Scanlan, 111 West Washington Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dextrine*, from Chicago, Ill., to points in Illinois, Indiana, Iowa, Kentucky, Michigan, Minnesota, Ohio, Tennessee, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 93235 (Sub-No. 6), filed October 9, 1967. Applicant: INDIANA TRUCKING, INC., 425 West Chicago Avenue, East Chicago, Ind. Applicant's representative: Eugene L. Cohn, 1 North La Salle Street, Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Castings, forgings, finished machine parts, truck cabs and parts, and materials and supplies* used in the manufacture, processing, or sale of motor trucks, between points in the Chicago, Ill., commercial zone, as defined by the Commission, and Butler, Ind., under contract with Hendrickson Manufacturing Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 94201 (Sub-No. 60), filed October 2, 1967. Applicant: BOWMAN TRANSPORTATION, INC., 1010 Stroud Avenue, East Gadsden, Ala., also Post Office Box 2188, East Gadsden, Ala. Applicant's representative: R. J. Hager, Post Office Box 17744, Atlanta, Ga. 30316. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives and household goods as defined by the Commission, between Pace, Fla., on the one hand, and, on the other, points in Georgia, North Carolina, and South Carolina. **NOTE:** Applicant states it intends to tack the proposed authority with its presently held authority to serve points in Alabama, Tennessee, Virginia, Maryland, Kentucky, West Virginia, New York, Delaware, New Jersey, Pennsylvania, Connecticut, and the District of Columbia. Applicant also states it intends to tack with its pending MC 94201 Sub 56. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 95540 (Sub-No. 712), filed September 29, 1967. Applicant: WATKINS MOTOR LINES, INC., 1120 West Griffin Road, Lakeland, Fla. 33802. Applicant's representative: Hoyt Starr (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from points in California to points in Arizona, Colorado, Iowa, Michigan, Nebraska, New Mexico, Utah, and Wyoming. **NOTE:** Applicant states that it intends to interchange traffic. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif., Denver, Colo., or Las Vegas, Nev.

No. MC 95540 (Sub-No. 713), filed October 2, 1967. Applicant: WATKINS MOTOR LINES, INC., 1120 West Griffin Road, Lakeland, Fla. 33802. Applicant's representative: Hoyt Starr (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Fort Smith, Ark., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia. **NOTE:** Applicant states it intends to interchange traffic. If a hearing is deemed necessary, applicant requests it be held at Fort Smith, Ark., Los Angeles, Calif., or Dallas, Tex.

No. MC 95540 (Sub-No. 714), filed October 4, 1967. Applicant: WATKINS MOTOR LINES, INC., 1120 West Griffin Road, Lakeland, Fla. 33802. Applicant's representative: Hoyt Starr (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting:

(1) *New furniture*, and (2) *parts and related articles for items specified in (1) above*, from points in Marion, Bledsoe, Cumberland, Morgan, Scott, Campbell, Anderson, Roane, Rhea, Meigs, Hamilton, Claiborne, Union, Knox, Loudon, McMinn, Bradley, Hancock, Gringer, Blount, Monroe, Polk, Hawkins, Hamblen, Jefferson, Sevier, Sullivan, Washington, Greene, Cocke, Johnson, Carter, and Unico Counties, Tenn., North Carolina, South Carolina, and Georgia to points in Colorado, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, Wisconsin, and Wyoming. **NOTE:** If a hearing is deemed necessary, applicant requests it to be held at Atlanta, Ga., Charlotte, N.C., or Greenville, S.C.

No. MC 100666 (Sub-No. 106), filed September 28, 1967. Applicant: MELTON TRUCK LINES, INC., Post Office Box 7295, Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 450 American National Building, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Building and insulating materials, and gypsum and gypsum products*, from Acme, Tex., to points in Alabama, Arkansas, Colorado, Iowa, Kentucky, Louisiana, Mississippi, Nebraska, New Mexico, Oklahoma, and Tennessee, and (2) *materials and supplies* used in the manufacture or distribution of gypsum and gypsum products (except commodities in bulk), from the destination States named in (1) above, to Acme, Tex. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla., or Shreveport, La.

No. MC 100666 (Sub-No. 108), filed October 5, 1967. Applicant: MELTON TRUCK LINES, INC., Post Office Box 7295, Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 450 American National Building, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plywood and moulding*, from points in Tipton County, Tenn., to points in Alabama, Colorado, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Nebraska, New Mexico, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, South Carolina, South Dakota, Texas, Virginia, West Virginia, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., or Memphis, Tenn.

No. MC 101010 (Sub-No. 21), filed October 2, 1967. Applicant: ERIE-LACKAWANNA RAILROAD COMPANY, a corporation, 101 Prospect Avenue SW., Cleveland, Ohio 44115. Applicant's representative: J. T. Clark, 1336 Midland Building, Cleveland, Ohio 44115. Authority sought to operate as a *common carrier* by motor vehicle, over regular routes, transporting: *General commodities* (except commodities requiring special equipment, commodities in bulk, household goods as defined by the Commission, and commodities of unusual value), between Huntington, Ind., and Chicago, Ill.; from Huntington over Indiana High-

way 5 to junction Indiana Highway 113, thence over Indiana Highway 113 to North Manchester, Ind., thence over Indiana Highway 114 to Rochester, Ind., thence over Indiana Highway 14 to junction Indiana Highway 39, thence over Indiana Highway 39 to North Judson, Ind., thence over Indiana Highway 10 to junction U.S. Highway 421, thence over U.S. Highway 421 to La Crosse, Ind., thence over Indiana Highway 8 to junction U.S. Highway 41, thence over U.S. Highway 41 to Chicago, and return over the same route, serving all intermediate points which are stations on applicant's railroad, namely, Bippus, Servia, Disko, Akron, Athens, Rochester, North Judson, Kouts, Crown Point, and Hammond, Ind., and Hegewisch, Ill., also serving the off-route points which are stations on applicant's rail line, namely, Boilvar, Newton, Laketon, Leiters, Delong, Monterey, Ora, Bass Lake, Aldine, Wilders, Clanricarde, Boone Grove, Palmer, Griffith, and Highlands, Ind. **NOTE:** Applicant states this substituted motor-for-rail authority is restricted so as to be subject to the following conditions: (1) The service to be performed by carrier shall be limited to service which is auxiliary to, or supplemental of rail service, (2) carrier shall not serve, or interchange traffic at any point not a station on its rail lines, and (3) shipments transported by carrier by motor vehicle shall be limited to those which it receives from or delivers to, its rail lines under a through bill of lading covering, in addition to a motor carrier movement by carrier, an immediately prior or immediately subsequent movement, by rail. Applicant further states no duplicate authority sought. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Huntington, Ind.

No. MC 105350 (Sub-No. 13), filed October 2, 1967. Applicant: NORTH PARK TRANSPORTATION CO., a corporation, 1600 Eliot Street, Denver, Colo. 80204. Applicant's representative: Leslie R. Kehl, 420 Denver Club Building, Denver, Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except petroleum and petroleum products) in bulk, in tank vehicles, between Parshall, Colo., and a point located 25 miles south of Parshall on Williams Fork Road in Colorado, from Parshall southerly over unnumbered highway known as Williams Fork Road to a point thereon located 25 miles south of Parshall, and return over the same route, serving all intermediate points and all off-route points located within 5 miles of the aforesaid road. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 105813 (Sub-No. 156), filed October 2, 1967. Applicant: BELFORD TRUCKING CO., INC., 3500 Northwest 79th Avenue, Miami, Fla. Applicant's representative: James T. Moore, Post Office Box 154, M.I.A. Station, Miami, Fla. 33148. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting:

Meat, meat products, and meat byproducts and articles distributed by meat packinghouses, (1) from Chicago, Ill., to points in Alabama, Georgia, South Carolina, and North Carolina, and (2) from Mokena, Ill., to points in Alabama, Georgia, Florida, South Carolina, and North Carolina. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 105813 (Sub-No. 157), filed October 2, 1967. Applicant: BELFORD TRUCKING CO., INC., 3500 Northwest 79th Avenue, Post Office Box 154, M.I.A. Station, Miami, Fla. 33148. Applicant's representative: James T. Moore (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs, ice cream and articles dealt in by ice cream and confectionery stores and stands*, from Chicago, Ill., to points in Florida, Georgia, Alabama, North Carolina, and South Carolina. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 107496 (Sub-No. 593), filed October 5, 1967. Applicant: RUAN TRANSPORT CORPORATION, Keosauqua Way at Third, Post Office Box 855, Des Moines, Iowa 50304. Applicant's representative: H. L. Fabritz (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal food and animal food supplements*, in bulk, from La Platte and Omaha, Nebr., to points in Iowa, Kansas, Minnesota, Missouri, North Dakota, and South Dakota. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Chicago, Ill.

No. MC 107515 (Sub-No. 592), filed October 9, 1967. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 10799, Station A, Atlanta, Ga. 30310. Applicant's representative: B. L. Gundlach (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry gum shellac or dry bleached shellac* in vehicles equipped with mechanical refrigeration, from Savannah, Ga., to Jacksonville, Pensacola, and Tampa, Fla., and Dallas, Tex. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 110804 (Sub-No. 10), filed October 3, 1967. Applicant: INGRAM TRUCKING CO., INC., Post Office Box 88, Ball Ground, Ga. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Laminated panels* (consisting of marble facing on a cement and asbestos panel backing), from Nelson, Ga., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts,

Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, and (2) *Cement and asbestos panels*, from Mansfield, N.J., to Nelson, Ga.; under contract with Georgia Marble Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 111069 (Sub-No. 53), filed October 5, 1967. Applicant: COLDWAY CARRIERS, INC., Post Office Box 38, State Highway 131, Clarksville, Ind. 47131. Applicant's representative: Ollie L. Merchant, Suite 202, 140 South Fifth Street, Louisville, Ky. 40202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts*, as described in section A of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766, from Louisville, Ky., to points in Alabama (except Montgomery, Ala.), Massachusetts (except Boston, Salem, and Worcester, Mass.), Michigan, North Carolina, Ohio, and South Carolina, under contract with Klarer of Kentucky, Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 111201 (Sub-No. 12), filed October 4, 1967. Applicant: J. N. ZELLNER & SON TRANSFER COMPANY, a corporation, Post Office Box 818, East Point, Ga. 30044. Applicant's representative: Monty Schumacher, Suite 693, 1375 Peachtree Street, N.E., Atlanta, Ga. 30309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Glass containers and closures for such containers*, and (2) *corrugated boxes or paper containers*, in mixed loads with glass containers and closures for such containers, on flatbed vehicles, from Chattanooga, Tenn., to points in North Carolina, South Carolina, Georgia, Florida, Mississippi, Louisiana, and Alabama. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 112801 (Sub-No. 74), filed October 4, 1967. Applicant: TRANSPORT SERVICE CO., a corporation, Post Office Box 272, Chicago, Ill. Applicant's representative: Robert H. Levy, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry animal and poultry feed and feed ingredients*, in bulk, from Dubuque, Iowa; Memphis, Tenn.; and Omaha, Nebr., to points in Arkansas, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 113267 (Sub-No. 182), filed September 22, 1967. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, Ill. 62232. Applicant's representative:

Lawrence A. Fischer (some address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh fruits and vegetables*, when moving in the same vehicle and at the same time with shipments of bananas, from New Orleans, La.; Gulfport, Miss.; and Mobile, Ala., to points in the United States (except Pensacola, Fla.; Montgomery, Ala.; Atlanta, Ga.; and points within 15 miles of Atlanta, and points in New Hampshire, Rhode Island, Alaska, Hawaii, Pennsylvania, Maine, Vermont, Connecticut, Massachusetts, New York, New Jersey, Delaware, Maryland, and the District of Columbia), restricted to points and areas from and to which applicant is presently authorized to transport bananas. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 113843 (Sub-No. 136), filed October 6, 1967. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: William J. Boyd, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except commodities in bulk, in tank vehicles), from points in Chicago, Ill., commercial zone to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 114364 (Sub-No. 146), filed October 9, 1967. Applicant: WRIGHT MOTOR LINES, INC., Post Office Box 1191, 1401 North Little, Cushing, Okla. 74023. Applicant's representative: Martin F. Jones, 420 Denver Club Building, Denver, Colo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass or plastic containers, glassware, plasticware, caps, covers, tops, corrugated paper boxes, or containers*, (1) from Muskogee, Okla., to points in Texas and Wyoming, and (2) from Ada, Okla., to points in Arkansas, Texas, and Wyoming. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla., or Kansas City, Mo.

No. MC 114725 (Sub-No. 35), filed September 29, 1967. Applicant: WYNNE TRANSPORT SERVICE, INC., 2606 North 11th Street, Omaha, Nebr. Applicant's representative: J. Max Harding, 605 South 14th Street, Post Office Box 2028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal food and animal food supplements*, in bulk, in tank vehicles, from La Platte and Omaha, Nebr., to points in Iowa, Kansas, Minnesota, Missouri, North Dakota, and South Dakota. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 116254 (Sub-No. 75), filed October 9, 1967. Applicant: CHEM-HAULERS, INC., Post Office Drawer M, Sheffield, Ala. 35660. Applicant's representative: Walter Harwood, 515 Nashville Bank and Trust Building, Nashville, Tenn. 37201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer, fertilizer materials, acids and chemicals including but not limited to anhydrous ammonia, fertilizer solutions, insecticides, fungicides, herbicides, aqua ammonia, methanol, urea and urea products*, from the plantsite of Gulf Oil Corp. (Faustina Works) at or near Donaldsonville, La., to points in Alabama, Arkansas, Mississippi, Missouri, Oklahoma, Tennessee, and Texas. **NOTE:** Applicant states it proposes to tack with its authority in MC 116254 Sub 5 wherein it is authorized to conduct operations in the States of Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Mississippi, Missouri, North Carolina, Ohio, Oklahoma, South Carolina, Tennessee, Texas, and Virginia. If a hearing is deemed necessary, applicant requests it be held at New Orleans, La., Birmingham, Ala., or Memphis, Tenn.

No. MC 116763 (Sub-No. 119), filed September 29, 1967. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Cabinets, related items and accessorial parts and materials* used in the installation of cabinets, from Union City, Ind., to points in Connecticut, Delaware, Georgia, Illinois, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, Missouri, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, and (2) *materials, supplies, and equipment* used in the manufacturing, packaging, or distribution of cabinets, on return. **NOTE:** Applicant states that no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Cincinnati, Ohio.

No. MC 116763 (Sub-No. 120), filed October 6, 1967. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Applicant's representative: Carl Subler (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (other than frozen) from Paris, Tex., to points in Alabama, Florida, and Georgia. **NOTE:** Applicant states no duplicating authority is being sought. If a hearing is deemed necessary applicant requests it be held at Camden, N.J.

No. MC 116763 (Sub-No. 121), filed October 2, 1967. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Applicant's representative: Carl Subler (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings and component parts thereof; and steel sheets*, from Cicero, Ill., to points in Alabama, Arkansas,

Louisiana, Mississippi, Tennessee, and Texas. **NOTE:** Applicant states that no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 117883 (Sub-No. 103), filed September 29, 1967. Applicant: **SUBLER TRANSFER, INC.**, East Main Street, Post Office Box 62, Versailles, Ohio 45380. Applicant's representative: Kenneth Subler (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy and confectionery, candy confectionery products, cough drops, and advertising matter* when shipped therewith (except commodities in bulk in tank vehicles), from the plantsite and warehouse facilities of Luden's Inc., at Reading, Pa., to points in Ohio, Indiana, Michigan, Illinois, Kentucky, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 118196 (Sub-No. 97), filed October 4, 1967. Applicant: **RAYE & COMPANY TRANSPORTS, INC.**, Highway 71 North, Post Office Box 613, Carthage, Mo. 64836. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts and articles distributed by meat packinghouses*, as described in sections A and C of appendix 1 to the report in *Descriptions in Motor Carrier Certificates* 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from Coffeyville, Kans., to points in Florida, Iowa, Illinois, Minnesota, Tennessee, Texas, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 119406 (Sub-No. 1), filed October 2, 1967. Applicant: **ROBERT J. GRALL**, 1402 Hamann Road, Manitowoc, Wis. 54220. Applicant's representative: Edward Solie, Executive Building, Suite 100, 4513 Vernon Boulevard, Madison, Wis. 53705. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Pallets, bin boxes, skids, and cheese boxes*, from the town of Herman, Sheboygan County, Wis., to points in Illinois, Indiana, Iowa, and Minnesota (except points in Illinois and Indiana within the Chicago, Ill., commercial zone as defined by the Commission), and (2) *lumber*, from points in Wisconsin to points in Illinois, Indiana, Iowa, Kentucky, Michigan, Minnesota, and Ohio. **NOTE:** As pertains to part (2) of the authority sought herein, applicant indicates it could tack at points in Wisconsin with presently held authority in No. MC 119406 wherein it conducts radial operations in the transportation of forest products, including rough and surfaced lumber, but not including veneer, plywood, dimension stock, and cedar poles and posts, between points in Baraga, Dickinson, Houghton, Iron, Marquette, Menominee, and Ontonagon Counties, Mich., on the one hand, and, on the other, points in Wisconsin. If a hearing

is deemed necessary, applicant requests it be held at Madison, Wis.

No. MC 119700 (Sub-No. 12) (Amendment), filed March 1, 1967, published **FEDERAL REGISTER** issue of March 23, 1967, amended October 3, 1967, and republished as amended this issue. Applicant: **STEEL HAULERS, INC.**, 306 Ewing, Kansas City, Mo. 64125. Applicant's representative: Frank W. Taylor, Jr., 1221 Baltimore Avenue, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles*, from Kansas City, Mo., to points in Indiana, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, Louisiana, Colorado, Michigan, Ohio, Kentucky, Tennessee, Alabama, and Mississippi. **NOTE:** The purpose of this republication is to broaden the territory description. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 119777 (Sub-No. 84), filed September 18, 1967. Applicant: **LIGON SPECIALIZED HAULER, INC.**, Post Office Drawer L, Madisonville, Ky. 42431. Applicant's representative: Robert M. Pearce, Central Building, 1033 State Street, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay products and jointing compounds*, from Cannelton, Ind., and Owensboro, Ky., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Carolina, Ohio, Oklahoma, South Carolina, South Dakota, Tennessee, Texas, Virginia, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn., or Louisville, Ky.

No. MC 119968 (Sub-No. 2), filed October 2, 1967. Applicant: **A. J. WEIGAND, INC.**, 1046 North Tuscarawas Avenue, Dover, Ohio 44622. Applicant's representative: Richard H. Brandon, 79 East State Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal shipping containers and parts therefor*, from Niles, Ohio, to points in Erie, Crawford, Warren, Mercer, Venango, Forest, Clarion, Jefferson, Lawrence, Butler, Armstrong, Beaver, Indiana, Allegheny, Westmoreland, Washington, Greene, Fayette, and Somerset Counties, Pa., points in Niagara, Erie, Chautauqua and Cattaraugus Counties, N.Y., and those in Hancock, Brooke, Ohio, Marshall, Wetzel, Tyler, and Pleasants Counties, W. Va. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 124078 (Sub-No. 300), filed October 4, 1967. Applicant: **SCHWERMAN TRUCKING CO.**, a corporation, 611 South 28 Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette, 611 South 28 Street, Milwaukee, Wis. 53246. Authority sought to operate as a *common carrier*, by motor vehicle

over irregular routes, transporting: *Cement, mixed with sand and/or aggregate*, in bags, from Memphis, Tenn., to points in Alabama, Arkansas, Kentucky, Louisiana, and Mississippi. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn., or Birmingham, Ala.

No. MC 124175 (Sub-No. 3), filed October 5, 1967. Applicant: **ALBERT DE LOTTO AND JOHN PETERSON**, a partnership, doing business as **PLAZA TRUCKING CO.**, 26 Grant Street, East Paterson, N.J. 07407. Applicant's representative: George A. Olsen, 69 Tonelle Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Athletic goods, oils, greases, advertising materials, supplies used in the business and sale of athletic goods* (except commodities in bulk), between points in the New York, N.Y., commercial zone as defined by the Commission, on the one hand, and, on the other, the plantsite and warehouse of the Garcia Corp., in Teaneck, N.J. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 124251 (Sub-No. 19), filed October 9, 1967. Applicant: **JACK JORDAN, INC.**, Post Office Box 688, Dalton, Ga. 30720. Applicant's representative: **ARIEL V. CONLIN**, Suite 626, Fulton National Bank Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass containers, palletized, on special flat-bed trailers only, and rejected or refused shipments and empty pallets*, on return, from points in Hamilton County, Tenn., to points in Alabama, Arkansas, Florida, Georgia, North Carolina, South Carolina, Mississippi, Kentucky, Virginia, and Louisiana. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Chattanooga, Tenn.

No. MC 124636 (Sub-No. 4), filed October 9, 1967. Applicant: **BRADLEY FREIGHT LINES, INC.**, Post Office Box 5875, Asheville, N.C. Applicant's representative: Herbert L. Hyde, Post Office Box 7376, 18½ Church Street, Asheville, N.C. 28807. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Textile products*, (1) between the properties of Beacon Manufacturing Co., Swannanoa, N.C., on the one hand, and, on the other, points in Arkansas, Florida, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, Louisiana, North Dakota, Ohio, Oklahoma, South Dakota, Texas, West Virginia, and Wisconsin, and (2) between the properties of Oconee Mills, a subsidiary of Beacon Manufacturing Co., Westminster, S.C., on the one hand, and, on the other, points in Arkansas, Florida, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, South Dakota, Texas, West Virginia, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 125899 (Sub-No. 10), filed October 2, 1967. Applicant: JOHN McCABE, 1804 South 27th Avenue, Phoenix, Ariz. 85009. Applicant's representative: Pete H. Dawson, 4453 East Piccadilly Road, Phoenix, Ariz. 85018. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lumber*, (a) from points in Washington, and points in Imperial, Kern, Kings, Orange, Riverside, San Bernardino, San Diego, San Luis Obispo, Santa Barbara, Tulare, and Ventura Counties, Calif., to points in Arizona, (b) from points in Arizona (except Apache, Coconino, and Navajo Counties, Ariz.), to points in California (except Los Angeles, Riverside, Orange, San Bernardino, Ventura, San Francisco, San Mateo, and Santa Clara Counties, Calif.), and (c) from points in Arizona, to points in Nevada, and (2) *wood shingles, wood shakes*, and boards or sheets made from ground wood, commonly called *particle board*, from points in Washington, Oregon, and California, to points in Arizona, and Hidalgo County, N. Mex. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Phoenix, Ariz.

No. MC 125899 (Sub-No. 9), filed October 2, 1967. Applicant: JOHN McCABE, 1804 South 27th Avenue, Phoenix, Ariz. 85009. Applicant's representative: Pete H. Dawson, 4453 East Piccadilly Road, Phoenix, Ariz. 85018. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Stone*, including building stone, (1) from points in Apache, Cochise, Gila, Greenlee, Graham, Mohave, Navajo, Santa Cruz, and Pinal Counties, Ariz., to points in California, (2) from points in Arizona and California to points in Nevada, Oregon, Washington, and Idaho and (3) from points in Nevada to points in California, Oregon, Washington, and Idaho. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Phoenix, Ariz.

No. MC 126514 (Sub-No. 10), filed October 5, 1967. Applicant: HELEN H. SCHAEFFER AND EDWARD P. SCHAEFFER, a partnership, Post Office Box 392, Phoenix, Ariz. 85001. Applicant's representative: George A. Olsen, 69 Tonnel Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Foodstuffs*, except in bulk, from South Hackensack, N.J., to points in California, Oregon, Washington, and Arizona; (2) *frozen foods*, from Linesville, Pa., to points in California, Arizona, Oklahoma, and Colorado; and (3) *commodities*, the transportation of which is partially exempt under the provisions of section 203(b) (6) of the Interstate Commerce Act, if transported in vehicles not used in carrying any other property, when moving in the same vehicle at the same time with regulated commodities presently authorized, authorized at time of hearing, or authorized in this proceeding. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 126736 (Sub-No. 53), filed October 6, 1967. Applicant: PETROLEUM CARRIER CORPORATION OF FLORIDA, Post Office Box 5809, Jacksonville, Fla. 32207. Applicant's representative: Martin Sack, Jr., 1754 Gulf Life Tower, 1301 Gulf Life Drive, Jacksonville, Fla. 32207. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ammonium lignosulphate*, in bulk, in tank vehicles, from Fernandina Beach, Fla., to Doctortown, Ga. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Jacksonville, Fla.

No. MC 127110 (Sub-No. 2), filed September 29, 1967. Applicant: FEATURE FILM SERVICE, INC., 4950 Prospect Street, Indianapolis, Ind. 46203. Applicant's representative: Alki E. Scopellitis, 511 Fidelity Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Motion picture film, supplies and accessories, theater equipment, and advertising equipment* used in motion picture theaters, between points in Indiana, on the one hand, and, on the other, Louisville, Ky., and points in Jefferson County, Ky.; and (2) *magazines and periodicals, magazine and periodical racks, and advertising matter shipped with magazines and periodicals*, between points in Indiana. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Louisville, Ky.

No. MC 127215 (Sub-No. 31), filed September 25, 1967. Applicant: KENDRICK CARTAGE CO., a corporation, Post Office Box 63, Salem, Ill. 62881. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt, asphalt products, coal tar, and coal tar products*, in bulk, from points in Hamilton County, Ohio, to points in Arkansas, Illinois, Indiana, Kentucky, Michigan, Minnesota, Missouri, North Dakota, Ohio, Pennsylvania, Tennessee, West Virginia, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., Chicago, Ill., or Washington, D.C.

No. MC 128375 (Sub-No. 12), filed October 2, 1967. Applicant: CRETE CARRIER CORPORATION, Post Office Box 249, Crete, Nebr. 68333. Applicant's representative: Duane W. Acklie, Post Office Box 2028, 605 South 14th Street, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Automotive parts, materials and supplies, and supplies and materials* utilized by automotive equipment manufacturers between Columbus, Nebr., Marianna, Ark., Columbus, Tucker, Newnan, and Carrollton, Ga., Cleveland, Miss., Pontiac and Detroit, Mich., Daytona Beach, Fla., Memphis, Tenn., Milwaukee, Wis., and Pittsburgh, Pa., under contract with Douglas-Lomason Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Lincoln, Nebr., or Detroit, Mich.

No. MC 128981 (Sub-No. 2), filed October 5, 1967. Applicant: LAND-AIR DELIVERY, INC., 413 Lou Holland Drive, Kansas City, Mo. 64116. Applicant's representative: Tom B. Kretsinger, 450 Professional Building, Kansas City, Mo. 64106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except household goods and commodities in bulk), in an unscheduled express service having an immediately prior or subsequent air haul, and in substituted service for transportation by aircraft, (1) between the Municipal Mid-Continent International and Fairfax Airports, located within the Kansas City, Mo.-Kans., commercial zone, on the one hand, and, on the other, points in Missouri, Kansas, Nebraska, Oklahoma, and Texas, and (2) between Municipal Airport, Wichita, Kans., on the one hand, and, on the other, points in Kansas, Oklahoma, Texas, Colorado, and Missouri. **NOTE:** Applicant states that the authority sought in (1) and (2) above is to be restricted to the transportation of a single shipment not weighing more than 10,000 pounds from one consignor at one location to one consignee at one location in any 1 day. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 128995 (Sub-No. 1), filed October 2, 1967. Applicant: ROBERT S. ZAMBON, doing business as ZAMBON TRUCKING, Pleasant Street, Post Office Box 22, South Ryegate, Vt. 05069. Applicant's representative: Benjamin S. Douglas, 28 Benedict Street, Waterbury, Conn. 06720. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer, agricultural insecticides and fungicides, and herbicides*, (1) from the plantsite of Kerr-McGee Chemical Corp., at Bradford, Vt., to points in New Hampshire and Androscoggin, Cumberland, Franklin, Kennebec, Lincoln, Oxford, Sagadahoc, Somerset, and York Counties, Maine; (2) between the plantsite of Kerr-McGee Chemical Corp., at Bradford, Vt., and North Walpole, N.H., and South Deerfield, Mass., and (3) between North Walpole, N.H., and South Deerfield, Mass., under contract with Kerr-McGee Chemical Corp., Bradford, Vt. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Montpelier, Vt., or Lebanon, N.H.

No. MC 129378, filed October 2, 1967. Applicant: JENNINGS TRUCKING SERVICE, INC., Route No. 2, Gotebo, Okla. 73041. Applicant's representative: Dean Williamson, 450 American National Building, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand, rock, gravel, and used bricks*, from points in Kiowa and Jackson Counties, Okla., to points in Texas on and west of U.S. Highway 281 and on and north of U.S. Highway 80. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla.

No. MC 129422, filed September 25, 1967. Applicant: RODRIGUEZ TRUCKING, INC., 661 Park Avenue, New York, N.Y. 11206. Applicant's representative: Emil M. Sanchez, 277 Broadway, New York, N.Y. 10007. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods and personal effects*, between points within the exempt New York City commercial zone, wherein operations are exempt from economic regulations. Note: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 129428, filed September 28, 1967. Applicant: BEELINE DELIVERY CORPORATION, Post Office Box 99, Cos Cob, Conn. 06807. Applicant's representative: Martin L. Nigro, 248 Greenwich Avenue, Greenwich, Conn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials and supplies* used by interior decorators and antique dealers and *household goods* limited to not more than 500 pounds from any one shipper, between Fairfield, Conn., on the one hand, and, on the other, points in Massachusetts, New York, New Jersey, and Pennsylvania. Note: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Hartford, Conn.

No. MC 129436, filed October 2, 1967. Applicant: CARL COMBEST, doing business as COMBEST MOVING & STORAGE, U.S. Route 136 West, Post Office Box 266, Rantoul, Ill. 61866. Applicant's representative: Paul F. Sullivan, Suite 913, Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Ford, Vermilion, Champaign, Iroquois, Piatt, De Witt, McLean, Livingston, Douglas, Edgar, and Moultrie Counties, Ill., restricted to shipments moving in containers and having an immediately prior or subsequent movement by rail, motor, water, or air and moving on through bills of lading of forwarders, operating under the section 402(b) (2) exemption. Note: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 129438, filed October 6, 1967. Applicant: M. J. SOFFE CO., a corporation, King Shopping Center (Shannon Drive—No street number), Fayetteville, N.C. 28303. Applicant's representative: Jerome B. Clark, Jr., First Citizens Bank Building, Post Office Box 786, Fayetteville, N.C. 28302. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Beer and wine*, from Baltimore, Md., Philadelphia, Pa., Petersburg, Va., and Hammondsport, N.Y., to Fayetteville, N.C., under contract with Highland Distributing Co., Fayetteville, N.C. Note: If a hearing is deemed necessary, applicant requests it be held at Fayetteville or Raleigh, N.C.

No. MC 129442, filed October 5, 1967. Applicant: OKLAHOMA ARMORED CAR, INC., 15 North Hudson, Oklahoma City, Okla. Applicant's representative: Richard H. Champlin, Post Office Box 82488, Oklahoma City, Okla. 73108. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Audit and book-keeping media and other business records*, between Oklahoma City, Okla., on the one hand, and, on the other, Canadian, Shamrock, and Wheeler, Tex., under contract with the First National Bank & Trust Co. Note: If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla.

MOTOR CARRIERS OF PASSENGERS

No. MC 228 (Sub-No. 59) (Clarification), filed July 17, 1967, published FEDERAL REGISTER issue of August 3, 1967, clarified and republished as clarified this issue. Applicant: HUDSON TRANSIT LINES, INC., 17 Franklin Turnpike, Mahwan, N.J. 07430. Applicant's representative: Samuel B. Zinder, 160-16 Jamaica Avenue, Jamaica, N.Y. 11432. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage and express and newspapers* in the same vehicle with passengers, (1) between the intersection of New Jersey Highway 17 and Interstate Highway 80 at Lodi, N.J., and the intersection of New Jersey Highway 4 and Interstate Highway 95 at Fort Lee, N.J.: From the intersection of Interstate Highway 80 and New Jersey Highway 17 at Lodi, N.J., over Interstate Highway 80 to the intersection of Interstate Highway 80 and Interstate Highway 95, thence over Interstate Highway 95 to its intersection with New Jersey Highway 4 at Fort Lee, N.J., and any and all access roadways and ramps, and return over the same route, serving no intermediate points, except for purposes of joinder at Lodi with New Jersey Highway 17 and Fort Lee with New Jersey Highway 4; (2) between the intersection of New Jersey Highway 46, New Jersey Turnpike and Interstate Highway 95 at Ridgefield Park, N.J., and the intersection of Interstate Highway 80 and Interstate Highway 95 at Ridgefield Park, N.J.: Over Interstate Highway 95 and any and all access roadways and ramps, and return over the same route, serving no intermediate points, except for purposes of joinder with (1) above and New Jersey Highway 17 at Ridgefield Park, N.J., and (3) between the intersection of New York Highway 17 and the Thomas E. Dewey Thruway at Suffern, N.Y., and the intersection of the Garden State Parkway and New Jersey Highway 17 at Paramus, N.J.: From the intersection of New York Highway 17 and the Thomas E. Dewey Thruway over the Thomas E. Dewey Thruway to the intersection of the Thomas E. Dewey Thruway and the Garden State Parkway, thence over the Garden State Parkway to the intersection of the Garden State Parkway and New Jersey Highway 17, and any and all access roadways and ramps, and return over the same route, serving

no intermediate point except for the purposes of joinder at Suffern, N.Y., and Paramus, N.J., with Highway 17. Note: Applicant states that it proposes to join the proposed routes to its existing authority and that the proposed routes are designed and intended to enable Hudson Transfer Lines, Inc., to operate over interstate highways, turnpikes and parkways in addition to and in lieu of existing authorized regular routes under which it presently provides service through Bergen County, N.J. The purpose of this republication is to show the joinder information. If a hearing is deemed necessary, applicant did not specify a location.

No. MC 114535 (Sub-No. 2), filed September 14, 1967. Applicant: ZANETTI BUS & FAST EXPRESS, INC., 1000 Clark Street, Rock Springs, Wyo. 82901. Applicant's representative: Edwin V. Magagna, 18 K Street, Post Office Box 488, Rock Springs, Wyo. 82901. Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, (1) Over regular routes, transporting: *Passengers and their baggage and express, newspapers, and mail*, in the same vehicle with passengers, between Riverton and Jackson, Wyo., over U.S. Highway 26 via Dubois, serving all intermediate points; and (2) Over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, in round-trip charter operations, beginning and ending at points in Teton County, Wyo., and extending to points in the United States. Note: If a hearing is deemed necessary, applicant requests it be held at Jackson, Riverton, or Casper, Wyo.

No. MC 128803 (Amendment), filed January 5, 1967, published in FEDERAL REGISTER issue of January 26, 1967, amended October 4, 1967, and republished, as amended, this issue. Applicant: LAWRENCE A. OGRODNEK, doing business as OGRODNEK LIMOUSINE SERVICE, 639 West Hunting Park Avenue, Philadelphia, Pa. 19140. Applicant's representative: Perrin C. Hamilton, 1738 Philadelphia National Bank Building, Broad and Chestnut Streets, Philadelphia, Pa. 19107. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle, in round-trip, charter operations, limited to the transportation of not more than seven passengers in any one vehicle, not including the driver thereof, beginning and ending at Philadelphia, Pa., and extending to points in the States of New Jersey (except for Bergen County), New York (except for the counties of Rockland, Orange, Dutchess, Ulster, Greene, Sullivan, Delaware, and Broome), Maryland, Ohio, Connecticut, West Virginia, and the District of Columbia. Note: The purpose of this republication is to correctly set forth the authority sought. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

APPLICATION FOR BROKERAGE LICENSE

No. MC 130042, filed September 29, 1967. Applicant: HUGH J. O'DONNELL, doing business as O'DONNELL TOURS, 30185 Northwest Evergreen Street, Hillsboro, Oreg. 97123. For a license (BMC 5) to engage in operations as a *broker* at Hillside, Oreg., in arranging for transportation in interstate or foreign commerce of *passengers and their baggage*, both as individuals and in groups, in special and charter operations, in all-expense educational, sightseeing, and pleasure tours, beginning and ending at Portland, Oreg., and extending to points in the United States.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN REQUESTED

No. MC 42405 (Sub-No. 28), filed October 2, 1967. Applicant: MISTLETOE EXPRESS SERVICE, doing business as MISTLETOE EXPRESS, a corporation, 111 North Harrison, Oklahoma City, Okla. 73125. Applicant's representative: Max G. Morgan, 450 American National Building, Oklahoma City, Okla. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except classes A and B explosives), moving in express service, between Wichita, Kans., and Wichita, Kans., in a circuitous manner, from Wichita over U.S. Highway 81 to Newton, Kans., thence over U.S. Highway 50 to Hutchinson, Kans., thence over Kansas Highway 61 to Pratt, Kans., thence over U.S. Highway 54 to Wichita, Serving all intermediate points and the off-route point of Halstead.

No. MC 63562 (Sub-No. 49), filed September 28, 1967. Applicant: NORTHERN PACIFIC TRANSPORT COMPANY, a corporation, 176 East Fifth Street, St. Paul, Minn. 55101. Applicant's representative: Barry McGrath (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Missoula, and Kalispell, Mont., on the one hand, and, on the other, Swan River Youth Forest Camp, located at or near Goat Creek, Mont. Note: Applicant indicates joinder at Kalispell and Missoula with its present authority under MC 63562 and numerous subs thereunder to provide service to and from points beyond. Applicant also holds passenger carrier authority under MC 84690 and subs thereunder:

No. MC 126420 (Sub-No. 10), filed September 26, 1967. Applicant: ALASKA STEAMSHIP COMPANY, a corporation, Pier 42, Seattle, Wash. 98134. Applicant's representative: Edward G. Lowry III, 14th Floor Norton Building, Seattle, Wash. 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Com-

mission, commodities in bulk, and commodities requiring special equipment), between points on the Seward Peninsula, Alaska.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 67-12307; Filed, Oct. 18, 1967;
8:45 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

OCTOBER 16, 1967.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 41150—Clay, kaolin, or pyrophyllite from Alabama. Filed by O. W. South, Jr., agent (No. A5061), for interested rail carriers. Rates on clay, kaolin, or pyrophyllite, in carloads, from Letohatchie and Montgomery, Ala., to specified points in trunkline and New England territories.

Grounds for relief—Market competition.

Tariff—Supplement 273 to Southern Freight Association, agent, tariff ICC S-40.

FSA No. 41151—Sulphuric acid to Tuscaloosa, Ala. Filed by O. W. South, Jr., agent (No. A5062), for interested rail carriers. Rates on sulphuric acid, in tank carloads, and in multiple shipments of not less than five tank carloads, from Baton Rouge, La., to Tuscaloosa, Ala.

Grounds for relief—Market competition.

Tariff—Supplement 32 to Southern Freight Association, agent, tariff ICC S-671.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 67-12377; Filed, Oct. 18, 1967;
8:48 a.m.]

[Notice 474]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

OCTOBER 16, 1967.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC 67 (49 CFR Part 340) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized repre-

sentative, if any, and the protests must certify that such service has been made. The protest must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 2860 (Sub-No. 19 TA), filed October 11, 1967. Applicant: NATIONAL FREIGHT INC., 57 West Park Avenue, Vineland, N.J. 08360. Applicant's representative: Alvin Altman, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass or plastic containers with or without caps, covers, stoppers, or tops, and paper containers, knocked-down, when moving in mixed shipments with glass or plastic containers over irregular routes*, from Freehold, N.J., to points in New York and Massachusetts, for 180 days. Supporting shipper: Brockway Glass Co., Inc., Brockway, Pa. Send protests to: District Supervisor, Raymond T. Jones, 410 Post Office Building, 402 East State Street, Trenton, N.J. 08608.

No. MC 43654 (Sub-No. 71 TA), filed October 11, 1967. Applicant: DIXIE OHIO EXPRESS, INC., 237 Fountain Street, Akron, Ohio 44304, Post Office Box 750, Akron, Ohio 44309. Applicant's representative: R. E. Gifford (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over routes, transporting: *Conveyor belting*, in packages, to the mine site of Consolidated Coal Co., located 11 miles west of Middlesboro, Ky., on Tennessee Highway 132 which deadends at the mine entrance, via the following routes: Route No. 1: From Corbin, Ky., over U.S. Highway 25E to Middlesboro, Ky., thence on Kentucky Highway 186, thence Tennessee Highway 132 which deadends at the mine entrance. Route No. 2: From Knoxville, Tenn., over Tennessee Highway 33 to Tazewell, Tenn., thence U.S. Highway 25E to Middlesboro, Ky., thence Kentucky Highway 186, thence Tennessee Highway 132 to the mine entrance. This authority will be limited to traffic originating at Akron, Ohio, moving on our present general commodity operating authority MC 43654, to either Corbin, Ky., or Knoxville, Tenn., at which point the temporary authority will be joined, for 180 days. Supporting shipper: The Goodyear Tire & Rubber Co., Akron, Ohio 44316. Send protests to: District Supervisor G. J. Baccal, Interstate Commerce Commission, Bureau of Operations, 435 Federal Building, 215 Superior Avenue, Cleveland, Ohio 44114.

No. MC 106679 (Sub-No. 8 TA), filed October 11, 1967. Applicant: WHEELER FREIGHTWAYS, a corporation, 3375 South Polaris Avenue, Las Vegas, Nev. 89102. Applicant's representative: Rae A. Wheeler (same address as above).

Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gypsum plaster and gypsum wallboard (plaster-board)*, from points in Clark and Lincoln Counties, Nev., to points in Orange, Riverside, and San Bernardino Counties, Calif., for 150 days. Supporting shipper: The Flintkote Co., Blue Diamond Gypsum Division, 1650 South Alameda Street, Los Angeles, Calif. 90054; The Fibreboard Corp., 475 Brannan Street, San Francisco, Calif. 94119. Send protests to: Daniel Augustine, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 11 West Telegraph Street, Carson City, Nev. 89701.

No. MC 125708 (Sub-No. 75 TA), filed October 11, 1967. Applicant: HUGH MAJOR, 150 Sinclair Avenue, South Roxana, Ill. 62087. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Processed and canned food*, from Mount Summit, Ind., to Collinsville, Ill., for 150 days. Supporting shipper: Brooks Food, Inc., Mount Summit, Ind. Send protests to: Harold Joliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 476, 325 West Adams Street, Springfield, Ill. 62704.

No. MC 129149 (Sub-No. 3 TA), filed October 11, 1967. Applicant: ELLIS HAINES, doing business as HAINES TRUCK LINES, 995 Washington Street, Bushnell, Ill. 61422. Applicant's representative: Robert T. Lawley, 306-308 Reisch Building, Springfield, Ill. 62701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Gravity flow wagon boxes and component parts thereof*, from Bushnell, Ill., to points in Alabama, Arkansas, Kentucky, Mississippi, Ohio, Tennessee, and Wisconsin, for 180 days. Supporting shipper: Bushnell Illinois Tank Co., 110 East Davis Street, Bushnell, Ill. Send protests to: Raymond E. Mauk, District Supervisor, Interstate Commerce Commission, Bureau of Operations, U.S. Courthouse and Federal Office Building, Room 1086, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 129390 (Sub-No. 1 TA), filed October 11, 1967. Applicant: S. T. WICKLIFF, Rural Route No. 2, Algona, Iowa 50511. Applicant's representative: William A. Landau, 1451 East Grand Avenue, Des Moines, Iowa 50306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *sugar beet pulp pellets*, from Chaska, East Grand Forks, and Moorhead, Minn., and Drayton, N. Dak., to Ainsworth, Ashland, Grand Island, Pilger, Shelby, Richland, Stan-

ton and Wisner, Nebr., for 150 days. Supporting shipper: Industrial Molasses Corp., 7100 France Avenue, South Minneapolis, Minn. Distributors for: American Crystal Sugar Co., Denver, Colo. Send protests to: Ellis L. Annett, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 227 Federal Office Building, Des Moines, Iowa 50309.

No. MC 129406 (Sub-No. 1 TA), filed October 11, 1967. Applicant: PERCY W. WOOD, JR., Box 162, Lubec, Maine 04652. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fish oil*, in bulk, in tank vehicles, from port of entry at or near Lubec, Maine, on the international boundary line between the United States and Canada, to Machias, Maine, on traffic having a subsequent movement by rail, for 150 days. Supporting shipper: The Canadian Seafoods, Ltd., Campobello, New Brunswick, Canada. Send protests to: Donald G. Weller, District Supervisor, Room 307, 76 Pearl Street, Portland, Maine 04112.

No. MC 129447, filed October 11, 1967. Applicant: W. G. DODD, doing business as BAYWOOD EXPRESS COMPANY, 1330 South Baywood Avenue, San Jose, Calif. 95128. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Catalyst or processed clay*, in bulk, in pneumatic discharge equipment, between points in Contra Costa and Alameda Counties, Calif., for 180 days. Supporting shipper: American Cyanamid Co., Box 2202, Terminal Annex, Los Angeles, Calif. 90054. Send protests to: William R. Murdoch, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 450 Golden Gate Avenue, Box 36004, San Francisco, Calif. 94102.

No. MC 129448, filed October 11, 1967. Applicant: UNIVERSAL AIRCRAFT SERVICE, INC., Willow Run Airport, Hangar No. 2, Ypsilanti, Mich. 48197. Applicant's representative: Wilhelmina Boersma, 1600 First Federal Building, 1001 Woodward Avenue, Detroit, Mich. 48226. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except classes A and B explosives, commodities in bulk, or commodities requiring special equipment), between Greater Wilmington Airport, at or near Wilmington, Del., on the one hand, and Baltimore, Md., on the other. Restricted to traffic having immediately prior or subsequent movement by air, under continuing contract with Universal Airlines, Inc., for 180 days. Supporting shipper: Universal Airlines, Inc., Hangar No. 2, Willow Run Airport, Ypsilanti,

Mich. 48197. Send protests to: District Supervisor, Gerald J. Davis, Bureau of Operations, Interstate Commerce Commission, 1110 Broderick Tower, 10 Witherell, Detroit, Mich. 48226.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 67-12378; Filed, Oct. 18, 1967;
8:48 a.m.]

SMALL BUSINESS ADMINISTRATION

[Delegation of Authority 30 (Syracuse Regional Office), Disaster 0637]

MANAGER OF DISASTER BRANCH OFFICE, SALAMANCA, N.Y.

Delegations of Authority Relating to Financial Assistance Functions

I. Pursuant to the authority delegated to the Regional Director by Delegation of Authority No. 30 (Rev. 12), vol. 32 F.R. 3032 there is hereby redelegated to the Manager of Salamanca, N.Y., Disaster Branch Office the following authority:

A. *Financial assistance*. 1. To approve and decline disaster loans in an amount not exceeding \$50,000.

2. To execute loan authorizations for Washington, area and regional office approved loans and disaster loans approved under delegated authority, said execution to read as follows:

(Name), Administrator
By _____
(Name)
Manager,
Disaster Branch Office.

3. To cancel, reinstate, modify, and amend authorizations for disaster loans approved under delegated Authority.

4. To disburse secured and unsecured disaster loans.

5. To extend the disbursement period on disaster loan authorizations or undisbursed portions of disaster loans.

II. The authority delegated herein may not be redelegated.

III. All authority delegated herein may be exercised by an SBA employee designated as acting manager of the disaster branch office.

Dated: October 5, 1967.

J. WILSON HARRISON,
Regional Director, Syracuse, N.Y.

[F.R. Doc. 67-12353; Filed, Oct. 18, 1967;
8:46 a.m.]

CUMULATIVE LIST OF PARTS AFFECTED—OCTOBER

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published to date during October.

3 CFR	Page	7 CFR—Continued	Page	14 CFR	Page
PROCLAMATIONS:		1424.....	14099	1.....	13909
3810.....	13799	1427.....	14548	25.....	13913
3811.....	13853	1464.....	14203	39.....	13759,
3812.....	14015	1475.....	14372	13856, 13857, 14061, 14151, 14311	
3813.....	14089	1831.....	14373	61.....	13914, 13915
3814.....	14193	PROPOSED RULES:		71.....	13760,
3815.....	14195	319.....	13820	13806, 13857, 13915-13917, 13965,	
3816.....	14197	730.....	14331	14061, 14099, 14152-14154, 14207,	
EXECUTIVE ORDERS:		777.....	14332	14266, 14267, 14311, 14312, 14549,	
10946 (revoked by EO 11374).....	14199	911.....	14560	14550.	
11246 (amended by EO 11375).....	14303	915.....	14560	73.....	14154, 14207
11374.....	14199	947.....	14560	75.....	13760, 14154
11375.....	14303	948.....	13820	91.....	13909, 14312
11376.....	14545	967.....	14063	95.....	13858
5 CFR		982.....	13870, 13933	97.....	13761, 13909, 13917, 14208, 14313
212.....	13752	984.....	14227, 14395	121.....	13909, 13913, 14550
213.....	13752,	989.....	14396	135.....	13909
13754, 13855, 13909, 14017, 14201		1001.....	14502	207.....	13860
302.....	13752	1015.....	14502	208.....	13860
305.....	13752	1040.....	14227	212.....	13861
335.....	13754	1067.....	14278	214.....	13861
752.....	13754	1131.....	14232	249.....	13861
771.....	13754	8 CFR		295.....	13862
891.....	14363	103.....	13755	298.....	14320
2000.....	14547	212.....	13755	PROPOSED RULES:	
7 CFR		238.....	13755, 14274	21.....	14106
401.....	14091-14096, 14147-14149, 14305	252.....	13866	27.....	14106
402.....	14150	299.....	13756	29.....	14106
403.....	14150	316a.....	13756	39.....	13776, 13807, 14110
404.....	14150	332a.....	13756, 14274	43.....	14106
406.....	14150	336.....	13756	45.....	14106
408.....	14150	337.....	13756	71.....	13776,
409.....	14150	343a.....	14274	13820, 13821, 13933-13936, 14063,	
410.....	14150	499.....	13756, 14274	14111, 14158, 14333, 14564, 14565	
706.....	14548	9 CFR		73.....	13937
722.....	14267-14269, 14305, 14306	76.....	13856	75.....	14333, 14565
725.....	14269	78.....	13757	91.....	13871, 14106, 14334, 14565
777.....	14363	PROPOSED RULES:		121.....	14334, 14565
817.....	14363	145.....	14224	127.....	14106
847.....	14017	146.....	14224	302.....	14111
863.....	14096	147.....	14224	378.....	14282
864.....	13801	160.....	14225	15 CFR	
874.....	14306	161.....	14225	4.....	14017
906.....	14309, 14372	162.....	14225	210.....	13765
908.....	13961, 14270	201.....	14106	230.....	13765
909.....	14201	10 CFR		373.....	14213
910.....	13961, 14271, 14310	30.....	13920	399.....	14214
913.....	14271	35.....	14265	16 CFR	
915.....	14310, 14548	12 CFR		13.....	13766, 14099
925.....	14202	1.....	13805	15.....	14323
926.....	14150	11.....	13962	17 CFR	
927.....	14151	336.....	13963	240.....	14018, 14322
932.....	14202	400.....	13758	249.....	14018
944.....	14311	563.....	14265	19 CFR	
947.....	13755	PROPOSED RULES:		1.....	14100
948.....	13804	12.....	13972	11.....	13863
987.....	14203	206.....	13984	16.....	14204, 14205
989.....	14271	335.....	13982	PROPOSED RULES:	
1001.....	13804	545.....	14283	10.....	13870
1002.....	13804	561.....	13983	18.....	14395
1003.....	13804	13 CFR		20 CFR	
1004.....	13804	105.....	14383	325.....	13862
1015.....	13804	123.....	14266		
1016.....	13804				
1094.....	13855				
1132.....	13855				
1421.....	13085, 13962, 14098, 14151, 14272				

21 CFR	Page
2	13807
3	14100
17	13807
29	14205
42	14551
120	13807, 13863, 14022, 14023, 14206, 14323
121	14023, 14024, 14155, 14324, 14384, 14551, 14552
130	13807
146a	14101
191	14025
PROPOSED RULES:	
15	14237
17	14239
121	14239, 14403
141	14239
141a	14239
23 CFR	
PROPOSED RULES:	
255	14278
24 CFR	
0	13921
1500	13808
1520	13808
1530	13809
25 CFR	
PROPOSED RULES:	
221	14395
26 CFR	
1	14025
170	13864
240	13864
245	13864
270	13865
296	13865
400	14385
PROPOSED RULES:	
1	13773
29 CFR	
8	14387
512	14324, 14552
526	13767, 14157, 14326
779	14327
1501	14041
1502	14047
1503	14051
PROPOSED RULES:	
524	14334
1602	14404
30 CFR	
400	13809

31 CFR	Page
0	13767
100	14274
128	14055
202	14215
203	14216
360	14217
32 CFR	
155	14552
291	14552
706	14388
845	13810
874	13811
882	13811
1606	13811, 14328
32A CFR	
Ch. I (OEP):	
DMP 4	14388
Ch. X (OIA):	
Reg. 1	13856
33 CFR	
151	14390
209	14392
212	14392
35 CFR	
5	13770
9	14219
36 CFR	
7	13812
37 CFR	
1	13812
38 CFR	
6	13927, 14274
8	13927, 14274
13	13771
17	13812
39 CFR	
Ch. I	13808
822	13869
41 CFR	
5A-8	13817
9-1	14055
42 CFR	
71	14057
PROPOSED RULES:	
73	13773, 13775
43 CFR	
PUBLIC LAND ORDERS:	
1166 (revoked by PLO 4295)	14275
2375 (revoked in part by PLO 4296)	14276
4214 (corrected by PLO 4294)	14156
4287	14060
4288	14060

43 CFR—Continued	Page
PUBLIC LAND ORDERS—Continued	
4289	14101
4290	14155
4291	14155
4292	14155
4293	14156
4294	14156
4295	14275
4296	14276
4297	14276
4298	14276
4299	14276
4300	14276
PROPOSED RULES:	
23	13972
45 CFR	
35	14101
80	14555
1015	13965
46 CFR	
401	14104, 14220
402	14223
403	14223
47 CFR	
PROPOSED RULES:	
1	13821
2	13972
13	13821
43	14158
73	13776, 13822, 14160
87	14161
89	13972, 14161
91	13972, 14161
93	13972, 14161
95	13972
49 CFR	
1	14105, 14277
120	13927
124	14392
195	14156
270	13930
274	14557
505	14557
PROPOSED RULES:	
270	13823
282	13823
293	13821
305	13823
50 CFR	
32	13771, 13817-13819, 13867-13869, 13930-13932, 13970, 13971, 14060, 14061, 14103, 14157, 14206, 14328, 14394, 14558, 14559
33	13771, 13932
PROPOSED RULES:	
32	13933, 14063
33	14063